

OFFICIAL JOURNAL
OF THE
HOUSE OF
REPRESENTATIVES
OF THE
STATE OF LOUISIANA

TWENTY-FOURTH DAY'S PROCEEDINGS

Twenty-ninth Regular Session of the Legislature
Under the Adoption of the
Constitution of 1974

House of Representatives
State Capitol
Baton Rouge, Louisiana

Wednesday, May 14, 2003

The House of Representatives was called to order at 1:00 P.M., by the Honorable Charlie DeWitt, Speaker of the House of Representatives.

Morning Hour

ROLL CALL

The roll being called, the following members answered to their names:

PRESENT

Mr. Speaker	Fruge	Odinet
Alario	Futrell	Perkins
Alexander, E	Gallot	Psychaud
Ansardi	Glover	Pierre
Arnold	Green	Pinac
Baldone	Guillory	Pitre
Baudoin	Hammett	Powell
Baylor	Heaton	Quezaire
Beard	Hebert	Richmond
Bowler	Hill	Romero
Broome	Honey	Salter
Bruce	Hopkins	Scalise
Bruneau	Hudson	Schneider
Capella	Hunter	Schwegmann
Carter, K	Hutter	Shaw
Carter, R	Iles	Smith, G.—56th
Cazayoux	Jackson, L	Smith, J.D.—50th
Crane	Jackson, M	Smith, J.H.—8th
Crowe	Johns	Smith, J.R.—30th
Curtis	Katz	Sneed
Damico	Kennard	Stelly
Daniel	Kenney	Strain
Dartez	LaFleur	Swilling
Devillier	Lancaster	Thompson
Diez	Landrieu	Toomy
Doerge	LeBlanc	Townsend
Downer	Lucas	Triche
Downs	Martiny	Tucker
Durand	McDonald	Waddell

Erdey	McVea	Walker
Fannin	Montgomery	Walsworth
Farrar	Morrell	Welch
Faucheux	Morrish	Winston
Flavin	Murray	Wooton
Frith	Nevers	Wright
Total—105		

ABSENT

Total—0

The Speaker announced that there were 105 members present and a quorum.

Prayer

Prayer was offered by Rev. Albert Haynes.

Pledge of Allegiance

Former Speaker E. L. Henry led the House in reciting the Pledge of Allegiance to the Flag of the United States of America.

Reading of the Journal

On motion of Rep. Frith, the reading of the Journal was dispensed with.

On motion of Rep. Frith, the Journal of May 13, 2003, was adopted.

Petitions, Memorials and
Communications

The following petitions, memorials, and communications were received and read:

Message from the Senate

HOUSE CONCURRENT RESOLUTIONS

May 14, 2003

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has concurred in the following House Concurrent Resolutions:

House Concurrent Resolution No. 152
Returned without amendments.

House Concurrent Resolution No. 153
Returned without amendments.

House Concurrent Resolution No. 154
Returned without amendments.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

ASKING CONCURRENCE IN
SENATE CONCURRENT RESOLUTIONS

May 13, 2003

To the Honorable Speaker and Members of the House of Representatives:

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I am directed to inform your honorable body that the Senate has adopted and asks your concurrence in the following Senate Concurrent Resolutions:

Senate Concurrent Resolution Nos. 80 and 81

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Suspension of the Rules

On motion of Rep. Townsend, the rules were suspended in order to take up and consider Senate Concurrent Resolutions at this time.

Senate Concurrent Resolutions

The following Senate Concurrent Resolutions contained in the message were taken up and acted upon as follows:

SENATE CONCURRENT RESOLUTION NO. 80—

BY SENATORS SMITH, ADLEY, BAJOE, BARHAM, BEAN, BOISSIERE, CAIN, CHAISSON, CRAVINS, DARDENNE, DEAN, DUPRE, ELLINGTON, FIELDS, FONTENOT, GAUTREAUX, HAINKEL, HEITMEIER, HINES, HOLDEN, HOLLIS, HOYT, IRONS, JOHNSON, B. JONES, C. JONES, LAMBERT, LENTINI, MALONE, MARIONNEAUX, MCPHERSON, MICHOT, MOUNT, ROMERO, SCHEDLER, TARVER, THEUNISSEN, THOMAS, AND ULLO

A CONCURRENT RESOLUTION

To express the sincere and heartfelt condolences of the Legislature of Louisiana on the death of former United States Senator Russell Billiu Long, son of Huey Pierce and Rose McConnell Long, and nephew of George S. Long, and Earl K. Long.

Read by title.

On motion of Rep. Townsend, and under a suspension of the rules, the resolution was concurred in.

SENATE CONCURRENT RESOLUTION NO. 81—

BY SENATORS MOUNT, ADLEY, BAJOE, BARHAM, BEAN, BOISSIERE, CAIN, CHAISSON, CRAVINS, DARDENNE, DEAN, DUPRE, ELLINGTON, FIELDS, FONTENOT, GAUTREAUX, HAINKEL, HEITMEIER, HINES, HOLDEN, HOLLIS, HOYT, IRONS, JOHNSON, B. JONES, C. JONES, LAMBERT, LENTINI, MALONE, MARIONNEAUX, MCPHERSON, MICHOT, ROMERO, SCHEDLER, SMITH, TARVER, THEUNISSEN, THOMAS AND ULLO AND REPRESENTATIVES ALARIO, ALEXANDER, ANSARDI, ARNOLD, BALDONE, BAUDOUIN, BAYLOR, BEARD, BOWLER, BROOME, BRUCE, BRUNEAU, CAPELLA, K. CARTER, R. CARTER, CAZAYOUX, CRANE, CROWE, CURTIS, DAMICO, DANIEL, DARTEZ, DEVILLIER, DEWITT, DIEZ, DOERGE, DOWNER, DOWNS, DURAND, ERDEY, FANNIN, FARRAR, FAUCHEUX, FLAVIN, FRITH, FRUGE, FUTRELL, GALLOT, GLOVER, GREEN, GUILLORY, HAMMETT, HEATON, HEBERT, HILL, HONEY, HOPKINS, HUDSON, HUNTER, HUTTER, ILES, L. JACKSON, M. JACKSON, JOHNS, KATZ, KENNARD, KENNEY, LAFLEUR, LANCASTER, LANDRIEU, LEBLANC, LUCAS, MARTINY, MCDONALD, MCVEA, MONTGOMERY, MORRELL, MORRISH, MURRAY, NEVERS, ODINET, PERKINS, PEYCHAUD, PIERRE, PINAC, PITRE, POWELL, QUEZAIRE, RICHMOND, ROMERO, SALTER, SCALISE, SCHNEIDER, SCHWEGMANN, SHAW, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, SNEED, STELLY, STRAIN, SWILLING, THOMPSON, TOOMY, TOWNSEND, TRICHE, TUCKER, WADDELL, WALKER, WALSWORTH, WELCH, WINSTON, WOOTON AND WRIGHT

A CONCURRENT RESOLUTION

To express the sincere and heartfelt condolences of the Legislature of Louisiana upon the death of the Honorable William Lasater "Bill" McLeod, Jr. of Lake Charles and the enduring gratitude of the members for his outstanding contributions to the city of Lake Charles and the state of Louisiana, particularly during his twenty-three-year tenure as a distinguished member of the legislature.

Read by title.

On motion of Rep. Stelly, and under a suspension of the rules, the resolution was concurred in.

Message from the Senate

SENATE BILLS

May 14, 2003

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has finally passed the following Senate Bills:

Senate Bill Nos. 336, 414, 500, 684, 733, 773, 973, 989, 1009, 1011, and 1122

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Suspension of the Rules

On motion of Rep. Welch, the rules were suspended in order to take up the bills contained in the message at this time.

Senate Bills and Joint Resolutions on First Reading

The following Senate Bills and Joint Resolutions on first reading were taken up, read, and placed upon the calendar for their second reading:

SENATE BILL NO. 336—

BY SENATOR FIELDS

AN ACT

To amend and reenact R.S. 23:1310.5(E), relative to workers' compensation; to provide with respect to claim resolution; to provide for hearing and appellant procedures; to provide for surgical procedures; and to provide for related matters.

Read by title.

SENATE BILL NO. 414—

BY SENATOR SMITH

AN ACT

To enact R.S. 33:441.30, relative to municipal courts; to provide that the board of aldermen of a village with a population greater than three hundred ten and less than three hundred twenty-five, shall, upon request of the mayor, appoint a court magistrate; to provide for the magistrate's duties; to provide for the magistrate's salary; and to provide for related matters.

Read by title.

SENATE BILL NO. 500—

BY SENATOR SCHEDLER

AN ACT

To amend and reenact R.S. 28:567(E) and R.S. 40:2103(C), 2116(D), and 2116.32(F)(2), and to enact R.S. 40:1300.143(3)(a)(viii) and (c), relative to moratoria on the licensing of mental health clinics and centers, long-term care hospital facilities, nursing facilities, and home health agencies; to extend the moratorium through July 1, 2008; to provide for a moratorium on the designation of rural hospitals for the purpose of the Rural Hospital Preservation Act; and to provide for related matters.

Read by title.

SENATE BILL NO. 684—
BY SENATOR ULLO

AN ACT

To enact R.S. 28:53.2(F), relative to civil immunity; to exempt a coroner, his support staff and law enforcement officers from civil liability for forceful entry to secure protective custody; and to provide for related matters.

Read by title.

SENATE BILL NO. 733—
BY SENATOR ADLEY

AN ACT

To amend and reenact R.S. 30:9.1, relative to oil and gas production; to provide for termination of drilling and production units under certain circumstances; and to provide for related matters.

Read by title.

SENATE BILL NO. 773—
BY SENATOR BOISSIERE

AN ACT

To amend and reenact R.S. 32:398(K)(1), relative to accident reports; to provide for fees charged for providing copies of accident reports; and to provide for related matters.

Read by title.

SENATE BILL NO. 973—
BY SENATORS BOISSIERE, BAJOE AND IRONS AND REPRESENTATIVE MURRAY

AN ACT

To enact R.S. 48:1655(A)(1)(c), relative to the Regional Transit Authority; to provide for appointments to the board of commissioners; to allow the chief executive officer of the parish with the greatest percentage of public transit revenue to make certain appointments; to allow for legislative input in such appointments; to provide a time frame for such input; and to provide for related matters.

Read by title.

SENATE BILL NO. 989—
BY SENATOR HINES

AN ACT

To amend and reenact R.S. 40:1299.39.1(A)(1), (2)(b), and 3 and (I)(4) and (5) and 1299.47 (A)(1), (2)(b) and (c), and (3) and (I)(2) and (3) and to enact R.S. 40:1299.39.1(I)(6) and 1299.47(A)(2)(d) and (I)(4), relative to the medical review panel; to provide that each request include specific and particularized allegations of malpractice as to each named defendant health care provider; to require that the claimant pay a filing fee per named defendant which shall be waived in certain conditions; to provide that failure to pay the required fee shall invalidate the request for a medical review panel; to provide for payment of the medical review panel costs; to provide for refund of the filing fee under certain conditions; and to provide for related matters.

Read by title.

SENATE BILL NO. 1009—
BY SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 13:2095.2(A), and to enact Code of Criminal Procedure Art. 887(I) and R.S. 13:1899(C)(16), relative to the marshal of the city court of Pineville; to provide for the collection of fees in all criminal and traffic matters; to authorize the marshal to collect an additional fee from convicted persons as reimbursement for costs expended in executing warrants; and to provide for related matters.

Read by title.

SENATE BILL NO. 1011—
BY SENATORS MICHOT AND SCHEDLER
AN ACT

To amend and reenact R.S. 39:1496.1(A) and (B) and to enact R.S. 39:1496.1(E), relative to performance based contracts; to provide for review, approval, and oversight of such contracts; and to provide for related matters.

Read by title.

SENATE BILL NO. 1122—
BY SENATOR JOHNSON
AN ACT

To amend and reenact the introductory paragraph of R.S. 33:9074(D), and (D)(3), (4) and (5), (E), and (H)(2), relative to the Spring Lake Subdivision Improvement District; to provide for a majority approval of any fees or taxes imposed within the district; to extend the taxing authority; to authorize a collection fee for the city; and to provide for related matters.

Read by title.

Senate Concurrent Resolutions

The following Senate Concurrent Resolutions lying over were taken up and acted upon as follows:

SENATE CONCURRENT RESOLUTION NO. 39—
BY SENATOR C. JONES

A CONCURRENT RESOLUTION

To urge and request the Louisiana Department of Education to provide for an emergency education summit to focus on the disparate educational opportunities in certain parishes situated in northeast Louisiana no later than June 1, 2003.

Read by title.

On motion of Rep. Hunter, and under a suspension of the rules, the resolution was concurred in.

SENATE CONCURRENT RESOLUTION NO. 58—
BY SENATOR HOLDEN

A CONCURRENT RESOLUTION

To create a special legislative committee to study the effects of mercury in seafood.

Read by title.

Under the rules, the above resolution was referred to the Committee on House and Governmental Affairs.

SENATE CONCURRENT RESOLUTION NO. 70—
BY SENATOR SCHEDLER

A CONCURRENT RESOLUTION

To urge and request appointments to the Board of Examiners in Dietetics and Nutrition be made on a timely basis.

Read by title.

On motion of Rep. Schneider, and under a suspension of the rules, the resolution was concurred in.

SENATE CONCURRENT RESOLUTION NO. 73—
BY SENATOR THEUNISSEN

A CONCURRENT RESOLUTION

To urge and request the owners and/or operators of certain towers and other structures to provide the secretary of the Department of Transportation and Development with a listing of their locations

and to urge and request the House and Senate committees on transportation, highways and public works to study the practicality and cost benefit of marking and lighting communications towers and other structures more than one hundred feet and less than two hundred feet in height.

Read by title.

On motion of Rep. Morrish, and under a suspension of the rules, the resolution was concurred in.

Senate Bills and Joint Resolutions on Second Reading to be Referred

The following Senate Bills and Joint Resolutions on second reading to be referred were taken up, read, and referred to committees, as follows:

SENATE BILL NO. 24—

BY SENATOR DUPRE

AN ACT

To amend and reenact R.S. 40:1484.4(C)(4)(b), relative to the regulation of amusement attractions and rides; to provide for the inspection qualifications for air-supported structures; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Commerce.

SENATE BILL NO. 35—

BY SENATORS GAUTREAU, DUPRE AND HOYT

AN ACT

To amend and reenact R.S. 56:303.1.1(D), relative to the fresh products license; to authorize the department to disqualify applicants for renewal of the fresh products license; to provide for issuance of a fresh product probation license under certain circumstances; to provide relative to reporting requirements involving fresh products licenses; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Natural Resources.

SENATE BILL NO. 70—

BY SENATOR GAUTREAU

AN ACT

To amend and reenact R.S. 32:365(A), relative to motor vehicles; to provide with respect to traffic safety regulations; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Transportation, Highways and Public Works.

SENATE BILL NO. 75—

BY SENATOR MARIONNEAUX

AN ACT

To enact R.S. 56:115.1, relative to the definition of a legal buck; to provide for uniformity in size and number of antlers which an antlered buck deer must possess in order to be taken; to provide for exceptions; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Natural Resources.

SENATE BILL NO. 90—

BY SENATORS MCPHERSON AND MARIONNEAUX

AN ACT

To enact Chapter 8-I of Title 45 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 45:844.20 through 844.24, relative to electronic mail solicitation; to provide for a "no junk mail" listing of residential and business Internet electronic mail subscribers; to provide for listing procedures; to prohibit certain acts; to provide for notification; to provide for penalties for violations; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Commerce.

SENATE BILL NO. 120—

BY SENATOR LENTINI AND REPRESENTATIVES ANSARDI AND DAMICO

AN ACT

To amend and reenact R.S. 38:2216(L), relative to public contracts; to provide for circumstances in which a contractor must reimburse a design professional for additional costs for inspections of the contracted project; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Appropriations.

SENATE BILL NO. 177—

BY SENATOR HEITMEIER

A JOINT RESOLUTION

Proposing to amend Article VII, Section 14(B) of the Constitution of Louisiana, relative to public funds; to authorize public funds to be loaned or pledged by a state infrastructure bank to fund eligible infrastructure projects; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Appropriations.

SENATE BILL NO. 241—

BY SENATOR MARIONNEAUX

AN ACT

To amend and reenact R.S. 11:542(C)(4)(a), relative to Louisiana State Employees' Retirement System; to provide a cost-of-living adjustment for members who have earned thirty years of service credit and who retire prior to age fifty-five; to provide for an effective date; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Retirement.

SENATE BILL NO. 265—

BY SENATOR HOYT

AN ACT

To amend and reenact R.S. 9:3576.6(A) and (C) and R.S. 32:393(C)(2) and (3), relative to parking violations; to remove prohibition of certain agencies from entering into contracts with collection agencies for certain services; to limit the collection fees and interests agencies may collect; to remove prohibition of certain agencies reporting unpaid fines for parking violations to credit information agencies; to remove prohibition of certain agencies

from entering into contracts to provide records of unpaid parking fines to credit information agencies; to authorize certain agencies to contract with consumer reporting agencies for certain services; to remove penalties relative to disclosure of certain information; to limit the information contained in consumer reports for unpaid parking fines; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Transportation, Highways and Public Works.

SENATE BILL NO. 355—
BY SENATOR LENTINI

AN ACT

To amend and reenact R.S. 40:1484.2(7), an to enact R.S. 40:1484.4(C)(4)(e) and (f), relative to regulation of amusement attractions and rides; to provide for inspection; to provide for a definition; to provide for additional requirements for air-supported amusement attractions; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Commerce.

SENATE BILL NO. 408—
BY SENATOR GAUTREAU

AN ACT

To enact R.S. 22:215.24, relative to health insurance; to provide hearing aid coverage for minor children; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Insurance.

SENATE BILL NO. 413—
BY SENATORS SMITH AND DUPRE

AN ACT

To enact R.S. 33:381.2, relative to municipal officers; to provide that municipalities with a population of two thousand five hundred or less may appoint or elect the marshal who is the chief of police; to provide the procedure for appointment or election; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Municipal, Parochial and Cultural Affairs.

SENATE BILL NO. 458—
BY SENATOR DUPRE

AN ACT

To enact R.S. 9:5167.2, relative to the cancellation of mortgages; to require the mortgagee to cancel the mortgage inscription; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Bruneau, the bill was returned to the calendar.

SENATE BILL NO. 528—
BY SENATOR C. JONES

AN ACT

To amend and reenact R.S. 15:537(A), relative to diminution of sentences; to remove the crime of misdemeanor carnal knowledge of a juvenile from the list of crimes the sentence for which is not

subject to diminution of sentence for good behavior; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Administration of Criminal Justice.

SENATE BILL NO. 556—
BY SENATOR MCPHERSON

AN ACT

To enact R.S. 24:653(K), and to enact Subpart E of Part I of Chapter 1 of Subtitle 1 of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:18.1, relative to cooperative endeavor agreements; to require the commissioner of administration to provide a system of tracking certain cooperative endeavor agreements; to provide for review and approval of certain cooperative endeavor agreements by the Joint Legislative Committee on the Budget; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Appropriations.

SENATE BILL NO. 607—
BY SENATORS HOLDEN, IRONS AND MOUNT

AN ACT

To enact Chapter 20-H of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:3050.1 through 3050.4, relative to establishment of the Grant Opportunity for Youth Challenge Skill Training; to establish a program of tuition assistance for skill and occupational training at a public postsecondary institution for students who graduate from the Louisiana National Guard's Youth Challenge Program and earn a general education diploma; to provide for program eligibility and award limits; to provide continuation requirements for continued payments; to provide for administration of the program; to provide for funding; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Appropriations.

SENATE BILL NO. 648—
BY SENATOR HEITMEIER

AN ACT

To amend and reenact R.S. 37:1787(D), 1793(A)(11), 1798(B), 1799(A), 1800(A) and (B), 1804(7), and 1807(A) and to enact R.S. 37:1798(C) and 1800(D), relative to pawnbrokers; to require the applicant to obtain insurance or post a surety bond; authorize the commissioner to verify an applicants network; to provide for the maturity date for forfeiture; to require the pawnbroker to provide certain information to local law enforcement; to provide for maximum allowable service charge; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Commerce.

SENATE BILL NO. 657—
BY SENATOR HEITMEIER

AN ACT

To authorize and provide for the transfer of certain state property, located in Winn Parish, from the Louisiana Department of Transportation and Development, to the office of family support

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in the Department of Social Services; and to provide for related matters.

Motion

On motion of Rep. Bruneau, the bill was returned to the calendar.

SENATE BILL NO. 704— BY SENATOR IRONS

AN ACT

To enact Part V-A of Chapter 3 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:583, relative to housing; to create the Housing Development Trust Fund; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Appropriations.

SENATE BILL NO. 705— BY SENATOR SCHEDLER

AN ACT

To enact Code of Civil Procedure Art. 1422.1, relative to discovery; to provide that certain records maintained by the Louisiana Bureau of Criminal Identification and Information are privileged and not subject to discovery in civil proceedings; to provide for the definition of "records"; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Civil Law and Procedure.

SENATE BILL NO. 767— BY SENATOR CHAISSON

AN ACT

To amend and reenact R.S. 32:666(A) and to enact R.S. 14:98.2 and R.S. 32:661(C)(1)(f), relative to crime; to create the crime of refusal to submit to chemical test of blood content of alcohol, controlled dangerous substances or abused substances after arrest for an offense of driving while intoxicated after refusing to submit to such test on two separate and previous occasions with respect to any previous such violation; to require informing such arrested persons of the penalty for not submitting to the test; to provide for penalties; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Administration of Criminal Justice.

SENATE BILL NO. 794— BY SENATOR C. JONES

AN ACT

To enact R.S. 51:936.3, relative to economic development; to require participation between certain departments to prioritize certain funding mechanisms for economically depressed zones, communities, and businesses; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Commerce.

SENATE BILL NO. 823—

BY SENATOR SMITH AND REPRESENTATIVE TOWNSEND

AN ACT

To amend and reenact R.S. 25:341(A), 342(A)(8) and (B)(3)(c), and R.S. 36:209(W), and to enact R.S. 25:342(B)(3)(d), (e), (f), (g), (h), and (i), and 352 and 353, relative to the Department of Culture, Recreation and Tourism; to provide for museums placed within the office of the state museum; to establish the Louisiana Political Museum and Hall of Fame, the Louisiana Forestry Museum, and the Winn Parish Museum as museums of local interest; to provide for the transfer of such museums of local interest and the Louisiana Sports Hall of Fame to the office of the state museum; to provide for certain revenues; to provide for certain personnel; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Municipal, Parochial and Cultural Affairs.

SENATE BILL NO. 882— BY SENATOR MALONE

AN ACT

To amend and reenact R.S. 18:491, relative to elections; to authorize certain elected officials to bring an action objecting to the candidacy of a person who qualifies in a primary election; to require creditable evidence; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on House and Governmental Affairs.

SENATE BILL NO. 886— BY SENATOR HOYT

AN ACT

To amend and reenact R.S. 9:3541.22(A), relative to home solicitation loan; to prohibit the home solicitation of any person where the loan encumbers the primary residence of the consumer for purposes of home improvements; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Commerce.

SENATE BILL NO. 888— BY SENATORS DARDENNE, HOLLIS AND JOHNSON

AN ACT

To enact Chapter 49 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:3025 through 3031, relative to economic development; to create the "Louisiana Major Projects Development Authority"; to provide for the composition of the board of directors of the authority; to provide for powers and duties of the authority; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Commerce.

SENATE BILL NO. 889— BY SENATOR HAINKEL

AN ACT

To amend and reenact R.S. 42:1414, relative to public employees; to provide for the removal of a state, district, parish, ward, or municipal employee, whether classified or unclassified, for the conviction of a felony; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on House and Governmental Affairs.

SENATE BILL NO. 890—
BY SENATOR HAINKEL

AN ACT

To amend and reenact R.S. 3:264(C), R.S. 8:61(B) and 675(F), R.S. 15:1155(D), R.S. 18:23(A)(7), R.S. 22:1401(A), R.S. 29:253(A)(2), R.S. 30:121(A), R.S. 33:2006(A), R.S. 34:1702(A), 3104(B)(3) and 3263(B), R.S. 38:2555 and the introductory paragraph of 3074(A), R.S. 40:600.4(A)(4), 1841(C)(1) and 2451(C), R.S. 48:101(A) and 1092.1, R.S. 49:215(E), R.S. 51:924(A), and R.S. 56:1761(B), relative to confirmation; to remove the Senate reconfirmation required for certain boards and commissions; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on House and Governmental Affairs.

SENATE BILL NO. 917—
BY SENATOR MALONE

AN ACT

To amend and reenact R.S. 45:162(2) and 164(C), relative to motor carriers; to provide relative to definitions; to exempt certain carriers from proving public convenience and necessity; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Transportation, Highways and Public Works.

SENATE BILL NO. 937—
BY SENATORS HINES AND HOLDEN

AN ACT

To amend and reenact R.S. 37:1041(4), 1042(A) and (C), 1046(B) and (C), 1048(3) and (4), 1050, 1051(A) and (C)(1), 1057, 1058, 1063(introductory paragraph), (1), and (2), and (9), 1064(B) and (C), and to enact R.S. 37:1041(A) and (B), 1042(D) and (E), 1048(5) and (6), 1049(6), 1063(B), (C), and (D), 1064(F), and R.S. 44:4(37), and to repeal R.S. 37:1063(10), (11) and (12), relative to optometry; to provide for the public purpose; to provide for a limitation from liability; to provide for travel, hearings and subpoena authority; to provide for licensure fees, violations and civil penalties; to provide for exception to the public records law; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Health and Welfare.

SENATE BILL NO. 938—
BY SENATOR SCHEDLER

AN ACT

To amend and reenact R.S. 11:122(3), 242(E)(introductory paragraph) and (1), 271(C)(1) and (2), 768(D)(3), 883.1(C)(1) (introductory paragraph), 1191, 1549(B), and 2260(A)(11)(d), R.S. 24:38(B)(1), 514(G) and (H), 553(B), and 554(A)(1), and R.S. 33:1531(C); to enact R.S. 24:552.1 and Part III of Chapter 8 of Title 24 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 24:571 through 575; and to repeal R.S. 24:513(C) and (D)(2) and (3), 514(D), and 521; relative to legislative agencies and employees, to provide with respect to the powers, duties, and functions of the legislative actuary; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on House and Governmental Affairs.

SENATE BILL NO. 997—
BY SENATORS SCHEDLER AND HAINKEL

AN ACT

To amend and reenact R.S. 39:11(A) and R.S. 39:127(C), relative to the transfer and reallocation of space in state owned buildings or premises leased by the state; to provide with regard to the authority of the commissioner of administration and the division of administration; to provide for prior approval by the Joint Legislative Committee on the Budget; to provide for applicability and for an effective date; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Appropriations.

SENATE BILL NO. 1010—
BY SENATOR CHAISSON

AN ACT

To repeal R.S. 17:63, relative to restrictions on certain city, parish, or other local school board members; to repeal all prohibitions on members of any city, parish, or other local school board from qualifying or running for another public office without their school board seat being vacated; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on House and Governmental Affairs.

SENATE BILL NO. 1019—
BY SENATOR C. JONES

AN ACT

To amend and reenact R.S. 27:317, relative to the Louisiana Gaming Control Law; to provide with respect to the Video Draw Poker Devices Control Law; to provide with respect to residence and domicile requirements for certain licensees; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Administration of Criminal Justice.

SENATE BILL NO. 1033—
BY SENATOR B. JONES

AN ACT

To enact Chapter 5-I of Title 25 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25:380.61 through 380.66, and R.S. 36:744(T) and 801.13 and Chapter 5-J of Title 25 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25:380.71 through 380.76, and R.S. 36:744(U) and 801.14, relative to museums; to establish certain museums; to provide for a museum governing board including its composition, powers, duties, responsibilities, meetings, and officers; to provide for the adoption of rules and regulations including fees; to provide for receipt and use of funds and property; to provide relative to the authority of the secretary of state with respect to the museum; to provide relative to personnel and budgets of the museum; to provide for the transfer of such museum to the Department of State; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Municipal, Parochial and Cultural Affairs.

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SENATE BILL NO. 1039—

BY SENATOR LENTINI

AN ACT

To amend and reenact R.S. 26:2(7), 71(A)(introductory paragraph), 80(C)(2), 85, 271(A)(introductory paragraph), 273(A)(2) through (5) and (B), and to enact R.S. 26:2(20), 71(D), and 271(C), relative to alcoholic beverages; to provide definitions; to require certain out of state manufacturers and suppliers to obtain a permit to deal in alcoholic beverages; to provide for requirements; to provide exemptions; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Judiciary.

SENATE BILL NO. 1040—

BY SENATOR LENTINI

AN ACT

To amend and reenact R.S. 26:2(7), 71(A)(introductory paragraph) and (1), 80(C)(2), 85, 271(A)(introductory paragraph) and (5), 273(A)(2) through (5) and (B), and to enact R.S. 26:2(20), relative to alcoholic beverages; to require certain persons to obtain a permit to deal in alcoholic beverages; to provide for requirements; to provide exemptions; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Judiciary.

SENATE BILL NO. 1054—

BY SENATOR HOYT

AN ACT

To enact R.S. 33:423.13, relative to powers of municipal officials; to provide certain powers to the chief of police in cities with a population size between two thousand one hundred eighty-five and two thousand one hundred ninety; to provide that the chief of police shall appoint, promote, discipline and dismiss police personnel; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Municipal, Parochial and Cultural Affairs.

SENATE BILL NO. 1058—

BY SENATOR SMITH

AN ACT

To authorize the Board of Supervisors of Community and Technical Colleges to transfer title to certain property; to authorize certain municipalities to engage in such transfers; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Natural Resources.

SENATE BILL NO. 1079—

BY SENATOR ELLINGTON

AN ACT

To amend and reenact R.S. 6:101(B)(1), relative to the commissioner of the office of financial institutions; to provide for qualifications; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Commerce.

SENATE BILL NO. 1093—

BY SENATOR FIELDS

AN ACT

To enact R.S. 47:463.111, relative to motor vehicle license plates; to provide for a special prestige license plate for the Louisiana Leadership Institute; to provide for its charge; to provide for the distribution and use of the monies; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Transportation, Highways and Public Works.

Motion

On motion of Rep. John Smith, the Committee on Education was discharged from further consideration of Senate Bill No. 7.

SENATE BILL NO. 7—

BY SENATOR THEUNISSEN AND REPRESENTATIVES JOHN SMITH AND MCDONALD

AN ACT

To amend and reenact R.S. 17:3048.1(A)(1)(a)(iii), relative to the Tuition Opportunity Program for Students; to provide for the time period in which a nonresident on active duty with the United States Armed Forces who is stationed in Louisiana under permanent change of station orders must change his military records to establish Louisiana as his official state of legal residence in order for a dependent child to be eligible for an award; to provide for an effective date; and to provide for related matters.

Read by title.

Motion

On motion of Rep. John Smith, the bill was returned to the calendar.

House and House Concurrent Resolutions Reported by Committee

The following House and House Concurrent Resolutions reported by committee were taken up and acted upon as follows:

HOUSE CONCURRENT RESOLUTION NO. 53—

BY REPRESENTATIVE LAFLEUR

A CONCURRENT RESOLUTION

To amend the Department of Transportation and Development, Board of Registration for Professional Engineers and Land Surveyors rule (LAC 46:I.105(A)), which provides for a definition of the phrase "practice of land surveying" to restrict the types of surveying and mapping functions which professional engineers may perform, and to direct the Louisiana Register to print the amendments in the Louisiana Administrative Code.

Read by title.

Reported by substitute by the Committee on Transportation, Highways and Public Works.

The substitute was read by title as follows:

HOUSE CONCURRENT RESOLUTION NO. 155 (Substitute for House Concurrent Resolution No. 53 by Representative LaFleur)—

BY REPRESENTATIVE LAFLEUR

A CONCURRENT RESOLUTION

To amend the Department of Transportation and Development, Board of Registration for Professional Engineers and Land Surveyors rule (LAC 46:LXI.105(A)), which includes a definition of the phrase "practice of land surveying", by adding a Paragraph (e) to such definition; to authorize owners of agricultural land or their employees to prepare their own topographical maps for certain specified purposes; and to direct the Louisiana Register to print the amendments in the Louisiana Administrative Code.

Read by title.

On motion of Rep. Diez, the substitute was adopted and became House Concurrent Resolution No. 155 by Rep. LaFleur, on behalf of the Committee on Transportation, Highways and Public Works, as a substitute for House Concurrent Resolution No. 53 by Rep. LaFleur.

Under the rules, lies over in the same order of business.

HOUSE CONCURRENT RESOLUTION NO. 131—
BY REPRESENTATIVES FAUCHEUX AND DANIEL
A CONCURRENT RESOLUTION

To suspend until sixty days after final adjournment of the 2004 Regular Session of the Legislature the provisions of R.S. 47:118 which impose a penalty for underpayment of estimated individual income tax.

Read by title.

Reported favorably by the Committee on Ways and Means.

On motion of Rep. Hammett, the resolution was ordered engrossed and passed to its third reading.

**House Bills and Joint Resolutions on
Second Reading Reported by Committee**

The following House Bills and Joint Resolutions on second reading reported by committee were taken up and acted upon as follows:

HOUSE BILL NO. 19—
BY REPRESENTATIVE FRITH
A JOINT RESOLUTION

Proposing to amend Article V, Section 23(B) of the Constitution of Louisiana, to authorize a judge who reaches the mandatory retirement age of seventy prior to finishing his term of office to complete that current term; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

Reported without amendments by the Committee on Civil Law and Procedure.

On motion of Rep. Johns, the bill was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 86—
BY REPRESENTATIVE MURRAY
A JOINT RESOLUTION

Proposing to amend Article V, Section 23(B) of the Constitution of Louisiana, to increase the mandatory retirement age of judges to seventy-five years of age; to provide for an effective date; to provide for applicability; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Civil Law and Procedure.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Engrossed House Bill No. 86 by Representative Murray

AMENDMENT NO. 1

On page 2, line 14, after "judges" and before "to" insert "from seventy"

On motion of Rep. Johns, the amendments were adopted.

On motion of Rep. Johns, the bill, as amended, was ordered reengrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 365—
BY REPRESENTATIVE GARY SMITH
AN ACT

To enact R.S. 9:315.36, relative to the suspension of licenses for the nonpayment of support; to provide for the judicial suspension of licenses; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Civil Law and Procedure.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Original House Bill No. 365 by Representative Gary Smith

AMENDMENT NO. 1

On page 1, line 2, after "9:315.36" and before the comma "," delete "and 315.48"

AMENDMENT NO. 2

On page 1, line 4, after "licenses;" delete "to provide for the administrative suspension of licenses;"

AMENDMENT NO. 3

On page 1, line 7, after "9:315.36" change "and 315.48 are" to "is"

AMENDMENT NO. 4

On page 1, delete line 18 in its entirety

AMENDMENT NO. 5

On page 2, delete lines 1 through 9 in their entirety

On motion of Rep. Johns, the amendments were adopted.

On motion of Rep. Johns, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

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HOUSE BILL NO. 370—

BY REPRESENTATIVE FAUCHEUX

A JOINT RESOLUTION

Proposing to amend Article VII, Section 14(B) of the Constitution of Louisiana, to authorize a local government to provide capital from certain revenues for industrial development purposes; to provide prerequisites; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Civil Law and Procedure.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Engrossed House Bill No. 370 by Representative Fauchaux

AMENDMENT NO. 1

On page 4, line 18, change "property, buildings, or equipment," to "real property, plants, buildings, factories, works, facilities, machinery, and equipment,"

On motion of Rep. Johns, the amendments were adopted.

On motion of Rep. Johns, the bill, as amended, was ordered reengrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 388—

BY REPRESENTATIVE DAMICO

AN ACT

To enact R.S. 40:1742.2, relative to mobility-impaired parking spaces; to provide for such parking on certain ferries for certain vehicles; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Transportation, Highways and Public Works.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Transportation, Highways and Public Works to Original House Bill No. 388 by Representative Damico

AMENDMENT NO. 1

On page 1, line 3, after "parking on" insert "certain"

AMENDMENT NO. 2

On page 1, line 7, after "ferries" insert "which cross the Mississippi River"

AMENDMENT NO. 3

On page 1, line 8, after "ferries" insert "which cross the Mississippi River"

AMENDMENT NO. 4

On page 1, line 11, after "ferry," insert the following:

"However, if no vehicle with a handicapped parking permit boards the ferry, the ferry shall be authorized to fill all of the available parking spaces to capacity."

On motion of Rep. Diez, the amendments were adopted.

On motion of Rep. Diez, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 432—

BY REPRESENTATIVES POWELL AND CAZAYOUX AND SENATOR DUPRE

AN ACT

To amend and reenact R.S. 2:135.1(B)(2)(b), relative to airports and aviation; to provide relative to certain airport leases; to reduce the value of improvements or construction necessary for the extension of the primary lease term for certain leases; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Transportation, Highways and Public Works.

On motion of Rep. Diez, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 458—

BY REPRESENTATIVES WELCH AND DANIEL

AN ACT

To amend and reenact R.S. 38:301(A)(3), relative to the authority of levee boards; to authorize the construction of bicycle paths and walkways along the main line levees of the Mississippi River in certain parishes; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Transportation, Highways and Public Works.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Transportation, Highways and Public Works to Original House Bill No. 458 by Representative Welch

AMENDMENT NO. 1

On page 1, line 4, after "along" delete the remainder of the line and insert the following:

"the main line levees of the Mississippi River in certain parishes; and to provide for"

AMENDMENT NO. 2

On page 2, at the end of the line 1, delete "East" and at the beginning of line 2, delete "Baton Rouge" and insert "Ascension, East Baton Rouge, Iberville" and on line 2, after "St. Charles," and before "St. John parishes," insert "St. James."

On motion of Rep. Diez, the amendments were adopted.

On motion of Rep. Diez, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 625—
BY REPRESENTATIVE WALSWORTH
AN ACT

To amend and reenact R.S. 6:1096(G) and R.S. 9:3572.6(C), relative to loan brokers; to allow collection of certain fees by mortgage brokers and consumer loan brokers as part of an advance expense deposit; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Commerce.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Commerce to Original House Bill No. 625 by Representative Walsworth

AMENDMENT NO. 1

On page 2, line 1, after "charge" and before "assessed" insert "of no more than twenty-five dollars"

AMENDMENT NO. 2

On page 2, at the end of line 21, after "charge" insert "of no more than twenty-five dollars"

On motion of Rep. Pinac, the amendments were adopted.

On motion of Rep. Pinac, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 653—
BY REPRESENTATIVE K. CARTER
A JOINT RESOLUTION

Proposing to add Article VIII, Section 9.1 of the Constitution of Louisiana, to require members of each city, parish, and other local public school board to take a specified oath of office; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Civil Law and Procedure.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Engrossed House Bill No. 653 by Representative Karen Carter

AMENDMENT NO. 1

On page 2, line 19, after "office" and before the period "." insert the following:

"in which the board member pledges not to become involved in contracts with the board or participate in personnel hiring or appointment decisions, except for the local superintendent"

On motion of Rep. Johns, the amendments were adopted.

On motion of Rep. Johns, the bill, as amended, was ordered reengrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 662—
BY REPRESENTATIVE BRUNEAU
A JOINT RESOLUTION

Proposing to amend Article V, Section 24 of the Constitution of Louisiana, to provide for the qualifications of office for judges of the supreme court, courts of appeal, district court, family court, parish court, or court having solely juvenile jurisdiction; to provide for submission of the proposed amendment to the electors; to provide for an effective date; to provide for applicability; and to provide for related matters.

Read by title.

Reported without amendments by the Committee on Civil Law and Procedure.

On motion of Rep. Johns, the bill was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 713—
BY REPRESENTATIVE HUTTER
AN ACT

To amend and reenact R.S. 32:295(A), (B)(2), (C), and (D) and to enact R.S. 32:295(B)(3) and (I), relative to child passenger restraint systems in motor vehicles; to provide for the age at which certain child restraint systems shall be used; to provide for definitions; to provide for situations in which passenger side airbag systems are activated; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Transportation, Highways and Public Works.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Transportation, Highways and Public Works to Original House Bill No. 713 by Representative Hutter

AMENDMENT NO. 1

On page 2, line 19, after "age" and before "who" delete "or" and insert "and"

On motion of Rep. Diez, the amendments were adopted.

On motion of Rep. Diez, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

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HOUSE BILL NO. 965—

BY REPRESENTATIVE JOHN SMITH
AN ACT

To amend and reenact R.S. 47:1922(E), relative to the Insurance Committee of the Assessors' Insurance Fund; to change the membership of the committee; to provide an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Ways and Means.

On motion of Rep. Hammett, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 993—

BY REPRESENTATIVE LAFLEUR
AN ACT

To enact Chapter 19-C of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:1741 through 1741.5, relative to telecommunications; to provide relative to unsolicited commercial electronic mail advertisements; to provide for definitions; to prohibit certain activities; to provide for the effectiveness of certain provisions; to require certain disclosures and the maintenance of certain electronic mail addresses; to provide relative to electronic mail addresses provided by an employer; to provide for civil actions and damages; and to provide for related matters.

Read by title.

Reported by substitute by the Committee on Commerce.

The substitute was read by title as follows:

HOUSE BILL NO. 2015 (Substitute for House Bill No. 993 by Representative LaFleur)— BY REPRESENTATIVE LAFLEUR AN ACT

To enact Chapter 19-C of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:1741 through 1741.3, relative to telecommunications; to provide relative to unsolicited commercial electronic mail advertisements; to provide for definitions; to prohibit certain activities; to require certain disclosures and the maintenance of certain electronic mail addresses; to provide relative to electronic mail addresses provided by an employer; to provide for civil actions and damages; and to provide for related matters.

Read by title.

On motion of Rep. Pinac, the substitute was adopted and became House Bill No. 2015 by Rep. LaFleur, on behalf of the Committee on Commerce, as a substitute for House Bill No. 993 by Rep. LaFleur.

Under the rules, lies over in the same order of business.

HOUSE BILL NO. 1060—

BY REPRESENTATIVE BEARD
AN ACT

To enact Chapter 17 of Subtitle II of Title 30 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 30:2391 through 2401, and R.S. 36:239(D), relative to reclaimed water; to establish a reclaimed water program; to provide for definitions; to prohibit the use of potable water for certain purposes if reclaimed water is available; to create and provide for the powers and duties of the Louisiana Reclaimed Water Commission; to provide for the use of revenue collected from the sale of reclaimed water; to establish

fees and penalties; to create a drought-proof supply of water for industry; and to provide for related matters.

Read by title.

Reported by substitute by the Committee on Environment.

The substitute was read by title as follows:

HOUSE BILL NO. 2016 (Substitute for House Bill No. 1060 by Representative Beard)— BY REPRESENTATIVE BEARD AN ACT

To enact Chapter 17 of Subtitle II of Title 30 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 30:2391 through 2400, and R.S. 36:359(K), relative to reclaimed water; to establish a reclaimed water program; to provide for definitions; to prohibit the use of potable water for certain purposes if reclaimed water is available; to create and provide for the powers and duties of the Louisiana Ground Water Resources Commission's Committee on Reclaimed Water; to provide for the use of revenue collected from the sale of reclaimed water; to establish fees and penalties; to create a drought-proof supply of water for industry; and to provide for related matters.

Read by title.

On motion of Rep. Damico, the substitute was adopted and became House Bill No. 2016 by Rep. Beard, on behalf of the Committee on Environment, as a substitute for House Bill No. 1060 by Rep. Beard.

Under the rules, lies over in the same order of business.

HOUSE BILL NO. 1333—

BY REPRESENTATIVE DAMICO
AN ACT

To enact R.S. 35:409, relative to ex officio notaries; to provide for the appointment of ex officio notaries for university police departments; to provide for the exercise of authority; to provide for compensation; to provide for the authority of the chief of police of the university to suspend or terminate the appointment; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Civil Law and Procedure.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Original House Bill No. 1333 by Representative Damico

AMENDMENT NO. 1

On page 1, change lead author to "REPRESENTATIVE DANIEL"

AMENDMENT NO. 2

On page 2, line 6, after "department" insert a period "." and delete the remainder of the line and delete lines 7 and 8 in their entirety

On motion of Rep. Johns, the amendments were adopted.

On motion of Rep. Johns, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1395—

BY REPRESENTATIVE TOWNSEND
AN ACT

To amend and reenact Civil Code Article 113, relative to interim spousal support; to provide for the termination of support; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Civil Law and Procedure.

On motion of Rep. Johns, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1548—

BY REPRESENTATIVE PINAC
AN ACT

To enact R.S. 36:109(B) and Part VI of Chapter 3 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:971 through 978, relative to economic development; to create the Louisiana Applied Polymer Technology Extension Consortium and its board of directors and advisory committee; to provide for the transfer of the consortium and the advisory committee; to provide for the membership and powers and duties of the board and advisory committee; to provide for the powers and duties of the consortium; to provide for a plan of operation; to provide for funding and audits; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Commerce.

On motion of Rep. Pinac, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1572—

BY REPRESENTATIVE FAUCHEUX
AN ACT

To amend and reenact R.S. 4:148, 149, 163.1(F), 167(A), 173.1(A), 177, and 184(A) and (D)(2)(b) and to enact R.S. 4:143(16), 163.1(G), 165.2, 167(C), 178.1, and 182.3, relative to racing; to provide relative to the Louisiana State Racing Commission; to authorize harness or standardbred racing by one racing association in the state; to provide for definitions; to provide relative to rules and regulations; to provide relative to wagering; to provide for licensing fees; to provide relative to breakage, purses, and breeders' awards; to provide for liability; to establish an official registrar of standardbred horses; to provide for effectiveness; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Commerce.

On motion of Rep. Pinac, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1812—

BY REPRESENTATIVE FAUCHEUX
AN ACT

To enact R.S. 9:2796.2, relative to liability for damages; to provide for certain causes of action related to bonfire presentations on the Mississippi River levee; to provide for permits; to provide for certain restrictions; to provide for definitions; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Civil Law and Procedure.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Original House Bill No. 1812 by Representative Fauchaux

AMENDMENT NO. 1

On page 2, at the beginning of line 4, change "written" to "oral"

AMENDMENT NO. 2

On page 2, line 5, change "from" to "of"

On motion of Rep. Johns, the amendments were adopted.

On motion of Rep. Johns, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1843 (Duplicate of Senate Bill No. 1041)—

BY REPRESENTATIVE MARTINY AND SENATOR IRONS
AN ACT

To amend and reenact R.S. 9:2440, relative to testaments; to provide for the continued validity of certain previously executed testaments; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Civil Law and Procedure.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Conforming amendments proposed by House Committee on Civil Law and Procedure to Original House Bill No. 1843 by Representative Martiny (Duplicate of Senate Bill No. 1041)

AMENDMENT NO. 1

On page 1, after line 12, insert the following:

"Section 2. The provisions of this Act are intended to be remedial and curative."

On motion of Rep. Johns, the amendments were adopted.

On motion of Rep. Johns, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

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HOUSE BILL NO. 1869—

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 45:1163.1(A)(4), relative to common carrier or public utility rate increases; to provide that the filing of a proposed schedule shall only apply with respect to increases of rates of services which are deemed noncompetitive; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Commerce.

On motion of Rep. Pinac, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1899—

BY REPRESENTATIVE DIEZ

AN ACT

To amend and reenact R.S. 32:380(A) and to repeal R.S. 32:380(E), relative to the width of vehicles; to increase the width of certain vehicles allowed to travel on certain highways; to repeal provisions relative to reasonable access for vehicles or combinations of vehicles, in excess of certain widths, between the interstate system and other highways; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Transportation, Highways and Public Works.

On motion of Rep. Diez, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1900—

BY REPRESENTATIVE DIEZ

AN ACT

To amend and reenact R.S. 32:387(E)(1)(b) and 388(E) and (F)(1) and to enact R.S. 32:387.16, relative to special permits; to provide relative to issuance of special permits and payments for penalties; to provide relative to the disposition of such fees and payments for penalties; to create a special permit for the movement of containerized cargo under certain circumstances; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Transportation, Highways and Public Works.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Transportation, Highways and Public Works to Original House Bill No. 1900 by Representative Diez

AMENDMENT NO. 1

On page 1, line 2, after "388(E) and (F)(1)" and before the comma ",", insert "and to enact R.S. 32:387.16"

AMENDMENT NO. 2

On page 1, line 5, after "penalties;" insert "to create a special permit for the movement of containerized cargo under certain circumstances;"

AMENDMENT NO. 3

On page 1, line 8, after "reenacted" insert "and R.S. 32:387.16 is hereby enacted"

AMENDMENT NO. 4

On page 2, between lines 3 and 4, insert the following:

"§387.16. Special permit; sealed containerized cargo for export; containerboard, kraft liner, and roll pulp; limitations

A. Provided there are no objections raised by the Federal Highway Administration, the secretary may issue special annual permits for one way hauls from Pineville, Louisiana to New Orleans, Louisiana of sealed containerized cargo intended for exportation. This special annual permit shall be limited to sealed containerized cargo which contains containerboard, kraft liner, or roll pulp. These permits shall be issued in accordance with the following provisions:

(1) The permits shall be issued at the truck permit office of the Department of Transportation and Development.

(2) The fee for the permit shall be seven hundred fifty dollars per year.

(3) The permit shall authorize the operation of a vehicle or combination of vehicles with not more than five axles at a total gross vehicle weight not to exceed ninety thousand pounds; and a tandem axle weight not to exceed forty thousand pounds.

B. The secretary may impose a civil penalty of up to five cents per pound for each violation of the limit established in this Section. The secretary may promulgate rules and regulations in accordance with the Administrative Procedure Act as are necessary to enforce the provisions of this Section.

* * *

On motion of Rep. Diez, the amendments were adopted.

On motion of Rep. Diez, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1903—

BY REPRESENTATIVE MCVEA

AN ACT

To enact R.S. 38:2212(A)(1)(d)(ii), relative to letting public contracts; to provide for an exception for certain construction projects undertaken by public entities; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Transportation, Highways and Public Works.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Transportation, Highways and Public Works to Original House Bill No. 1903 by Representative McVea

AMENDMENT NO. 1

On page 2, at the end of line 7, insert the following:

"For purposes of this Item, the parish governing authority shall use its own personnel to construct or reconstruct a bridge, and such governing authority shall not contract with third parties for this project."

On motion of Rep. Diez, the amendments were adopted.

On motion of Rep. Diez, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1907—

BY REPRESENTATIVE WINSTON
AN ACT

To amend and reenact R.S. 9:355.12, relative to relocating the residence of a child; to provide for the determining factors; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Civil Law and Procedure.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Original House Bill No. 1907 by Representative Winston

AMENDMENT NO. 1

On page 1, line 2, after "9:355.12" and before the comma ",", delete "and 355.13"

AMENDMENT NO. 2

On page 1, line 3, after the semicolon ";", delete the remainder of the line

AMENDMENT NO. 3

On page 1, line 4, delete "for the burden of proof;"

AMENDMENT NO. 4

On page 1, line 6, after "9:355.12" change "and 355.13 are" to "is"

AMENDMENT NO. 5

On page 3, delete lines 4 through 8 in their entirety

On motion of Rep. Johns, the amendments were adopted.

On motion of Rep. Johns, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 2014 (Substitute for House Bill No. 1224 by Representative Walsworth)—

BY REPRESENTATIVES WALSWORTH, DEWITT, AND JOHNS
AN ACT

To amend and reenact R.S. 40:1299.39.1(A)(2)(c) and (I)(3) and (4) and 1299.47(A)(2)(c) and (I)(2)(b) and to enact R.S. 40:1299.47(I)(2)(c) and (d), relative to medical malpractice review panels; to provide for the failure to appoint an attorney chairman of the state and the private medical review panels within one year from the date of request; to provide for the dismissal of claims; to provide for unanimous decisions by state and private medical review panels; to provide for the payment of the costs; to provide for the posting of a cash or surety bond in certain circumstances; and to provide for related matters.

Read by title.

On motion of Rep. Walsworth, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

**Senate Instruments on Second Reading
Returned from the Legislative Bureau**

The following Senate Instruments on second reading, returned from the Legislative Bureau, were taken up and acted upon as follows:

SENATE BILL NO. 367—

BY SENATOR SCHEDLER
AN ACT

To enact R.S. 32:429.3, relative to the office of motor vehicles; to require the office of motor vehicles to collect and report certain statistical information; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Transportation, Highways and Public Works.

Reported without amendments by the Legislative Bureau.

Motion

Rep. Thompson moved that Senate Bill No. 367 be designated as a duplicate of House Bill No. 350.

Which motion was agreed to.

On motion of Rep. Diez, the bill was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

Suspension of the Rules

On motion of Rep. Sneed, the rules were suspended to limit the author or proponent handling the legislative instrument to ten minutes for opening remarks and all subsequent speakers on the instrument to five minutes.

Suspension of the Rules

On motion of Rep. Odinet, the rules were suspended in order to take up and consider House Bills and Joint Resolutions on Third Reading and Final Passage at this time.

House Bills and Joint Resolutions on

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Third Reading and Final Passage

The following House Bills and Joint Resolutions on third reading and final passage were taken up and acted upon as follows:

Regular Calendar

HOUSE BILL NO. 2000—

BY REPRESENTATIVE ODINET

AN ACT

To enact R.S. 22:1404(7), relative to homeowners insurance rates; to provide for limitations; to provide for contiguous parishes; and to provide for related matters.

Read by title.

Rep. Odinet sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Odinet to Engrossed House Bill No. 2000 by Representative Odinet

AMENDMENT NO. 1

On page 1, line 13, after "insurance" and before "of" delete "rates" and insert "rate increases"

On motion of Rep. Odinet, the amendments were adopted.

Motion

Rep. Martiny moved that the bill, as amended, be returned to the calendar.

Rep. Odinet objected.

By a vote of 33 yeas and 54 nays, the House refused to return the bill, as amended, to the calendar.

Rep. Odinet moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Richmond
Alario	Hammett	Romero
Arnold	Heaton	Schwegmann
Baldone	Hebert	Smith, G.—56th
Baudoin	Hill	Smith, J.D.—50th
Broome	Honey	Smith, J.R.—30th
Capella	Hunter	Strain
Carter, R	Hutter	Swilling
Damico	Iles	Toomy
Daniel	Jackson, L	Townsend
Dartez	LeBlanc	Triche
Doerge	Montgomery	Waddell
Durand	Morrell	Welch
Farrar	Murray	Wooton
Faucheux	Nevers	Wright
Frith	Odinet	
Total—47		

NAYS

Alexander	Guillory	Powell
-----------	----------	--------

Beard
Bowler
Cazayoux
Crane
Crowe
Diez
Downs
Erdey
Fannin
Flavin
Futrell
Total—36

Hopkins
Johns
Katz
Kenney
Lancaster
Martiny
McDonald
Morrish
Peychaud
Pinac
Pitre

Scalise
Schneider
Shaw
Smith, J.H.—8th
Sneed
Stelly
Thompson
Tucker
Walker
Walsworth
Winston

ABSENT

Ansardi
Baylor
Bruce
Bruneau
Carter, K
Curtis
Devillier
Downer
Total—22

Fruge
Glover
Green
Hudson
Jackson, M
Kennard
LaFleur
Landrieu

Lucas
McVea
Perkins
Pierre
Quezaire
Salter

Failed to pass.

Motion to reconsider pending.

HOUSE BILL NO. 2009 (Substitute for House Bill No. 1012 by Representative Devillier)—

BY REPRESENTATIVE DEVILLIER

AN ACT

To enact R.S. 40:962.1.1, relative to the Uniform Controlled Dangerous Substances Law; to provide for the crime of possession of twelve grams or more of ephedrine, pseudoephedrine, or phenylpropanolamine or their salts; to provide for penalties; to provide for applicability; and to provide for related matters.

Read by title.

Rep. Salter, on behalf of the Legislative Bureau, sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Salter on behalf of the Legislative Bureau to Engrossed House Bill No. 2009 by Representative Devillier

AMENDMENT NO. 1

On page 3, line 12, following "age," and before "the" delete "and"

AMENDMENT NO. 2

On page 3, line 13, following "and" and before "total" change "has a" to "the" and following "content" and before "not" change "of" to "is"

AMENDMENT NO. 3

On page 3, line 18, following "Section" and before "the" change "because" to "if"

On motion of Rep. Salter, the amendments were adopted.

Rep. Devillier moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Pierre
Alario	Futrell	Pinac
Alexander	Gallot	Pitre
Ansardi	Glover	Powell
Arnold	Guillory	Richmond
Baldone	Hammett	Romero
Baudoin	Heaton	Salter
Baylor	Hebert	Scalise
Beard	Hill	Schneider
Bowler	Honey	Schwegmann
Broome	Hopkins	Shaw
Bruneau	Hudson	Smith, G.—56th
Capella	Hunter	Smith, J.D.—50th
Carter, R	Hutter	Smith, J.H.—8th
Cazayoux	Iles	Smith, J.R.—30th
Crane	Jackson, L	Sneed
Crowe	Jackson, M	Stelly
Damico	Johns	Strain
Daniel	Katz	Swilling
Dartez	Kenney	Thompson
Devillier	LaFleur	Toomy
Diez	Lancaster	Townsend
Doerge	LeBlanc	Triche
Downer	Martiny	Tucker
Downs	McDonald	Waddell
Durand	Montgomery	Walker
Erdey	Morrish	Walsworth
Fannin	Murray	Welch
Farrar	Nevers	Winston
Faucheux	Odinot	Wooton
Flavin	Perkins	Wright
Frith	Peychaud	
Total—95		

NAYS

Total—0

ABSENT

Bruce	Kennard	Morrell
Carter, K	Landrieu	Quezaire
Curtis	Lucas	
Green	McVea	
Total—10		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Devillier moved to reconsider the vote by which the above bill was finally passed, and, on her own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 2010 (Substitute for House Bill No. 1044 by Representative Murray) —
BY REPRESENTATIVE MURRAY

AN ACT

To authorize the Milne Home for Girls to operate as an adult residential care home; and to provide for related matters.

Read by title.

Rep. Murray moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Peychaud
Alario	Fruge	Pierre
Alexander	Futrell	Pinac
Ansardi	Gallot	Pitre
Arnold	Glover	Powell
Baldone	Guillory	Richmond
Baudoin	Hammett	Romero
Baylor	Heaton	Salter
Beard	Hebert	Scalise
Bowler	Hill	Schneider
Broome	Hopkins	Schwegmann
Bruce	Hudson	Shaw
Bruneau	Hunter	Smith, G.—56th
Capella	Hutter	Smith, J.D.—50th
Carter, K	Iles	Smith, J.H.—8th
Carter, R	Jackson, L	Sneed
Cazayoux	Jackson, M	Stelly
Crane	Johns	Strain
Crowe	Katz	Swilling
Damico	Kenney	Thompson
Daniel	LaFleur	Toomy
Dartez	Lancaster	Townsend
Devillier	Landrieu	Triche
Diez	LeBlanc	Tucker
Doerge	Martiny	Waddell
Downer	McDonald	Walker
Downs	Montgomery	Walsworth
Durand	Morrell	Welch
Erdey	Morrish	Winston
Fannin	Murray	Wooton
Farrar	Nevers	Wright
Faucheux	Odinot	
Flavin	Perkins	
Total—97		

NAYS

Total—0

ABSENT

Curtis	Kennard	Quezaire
Green	Lucas	Smith, J.R.—30th
Honey	McVea	
Total—8		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Murray moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 2011 (Substitute for House Bill No. 1382 by Representative Lancaster) —

BY REPRESENTATIVES LANCASTER, DEWITT, BRUNEAU, ANSARDI, BALDONE, BOWLER, CAPELLA, MARTINY, SCALISE, SNEED, AND STRAIN

AN ACT

To amend and reenact R.S. 24:35.5(A)(11), (12), (52), (53), (74), (75), (79), (80), (81), and (82), (B), and (C), to provide for the composition of House of Representative Districts Nos. 11, 12, 52, 53, 74, 75, 79, 80, 81, and 82; to provide for the precincts used to compose such districts; to provide for severability; to provide for effectiveness; and to provide for related matters.

Read by title.

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Rep. Arnold sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representatives Arnold and Tucker to Engrossed House Bill No. 2011 by Representative Lancaster, et al.

AMENDMENT NO. 1

On page 1, line 3, delete "and (82)," and insert "(82), (86), and (102)."

AMENDMENT NO. 2

On page 1, line 5, delete "and 82;" and insert "82, 86, and 102;"

AMENDMENT NO. 3

On page 6, between lines 7 and 8 insert the following:

"Section 5. R.S. 24:35.5(A)(86) and (102) are hereby amended and reenacted to read as follows:

§35.5. Membership of the House of Representatives

A. The House of Representatives of the Legislature of Louisiana shall be composed of one hundred five members. Effective with the opening of the qualifying period for the primary election in 2003 for members of the legislature, the state shall be divided into the representative districts provided in this Section for purposes of election of members at the 2003 regular elections. These districts shall be effective for all purposes beginning at 10:00 a.m. on January 12, 2004. One representative shall be elected from each district.

* * *

(86) District No. 86 is composed of Precincts 225, 226, 227, 228, 229, 230, 231, and 232 of Jefferson Parish and Precincts ~~15-14C, 15-17, 15-18, 15-18A, 15-18B, 15-18C, 15-18D, 15-18E, 15-18F, and 15-19A~~ 15-14C, 15-18, 15-18A, 15-18C, 15-18D, 15-18E, 15-18F, 15-19A, and 15-19C of Orleans Parish.

* * *

(102) District No. 102 is composed of Precincts ~~15-1, 15-2, 15-3, 15-5, 15-6, 15-8, 15-9, 15-10, 15-11, 15-12, 15-12A, 15-13, 15-13A, 15-13B, 15-14, 15-14A, 15-14B, 15-14D, 15-14E, 15-14F, 15-14G, 15-15, 15-15A, 15-15B, 15-16, 15-17, 15-17A, 15-17B, 15-18B, 15-19, and 15-19B~~ 15-1, 15-2, 15-3, 15-5, 15-6, 15-8, 15-9, 15-10, 15-11, 15-12, 15-12A, 15-13, 15-13A, 15-13B, 15-14, 15-14A, 15-14B, 15-14D, 15-14E, 15-14F, 15-14G, 15-15, 15-15A, 15-15B, 15-16, 15-17, 15-17A, 15-17B, 15-18B, 15-19, and 15-19B of Orleans Parish.

* * *

AMENDMENT NO. 4

On page 6, line 8, change "Section 5." to "Section 6."

AMENDMENT NO. 5

On page 8, line 3, change "Section 6." to "Section 7."

AMENDMENT NO. 6

On page 8, line 8, change "Section 7." to "Section 8."

AMENDMENT NO. 7

On page 9, between lines 7 and 8, insert the following:

"(E) However, if Louisiana House of Representatives Districts Nos. 86 and 102 configured as provided in the provisions of Section 5 of this Act fail to receive preclearance pursuant to the Voting Rights Act (42 U.S.C. §1973) on or before August 8, 2003, the provisions of Section 5 of this Act shall be null, void, and without effect."

AMENDMENT NO. 8

On page 9, at the beginning of line 8, change "(E) If" to "(F) However, if"

AMENDMENT NO. 9

On page 9, line 9, delete "and 4" and insert "4, and 5"

AMENDMENT NO. 10

On page 9, line 11, change "Section 5" to "Section 6"

Rep. Arnold moved the adoption of the amendments.

Rep. Lancaster objected.

A record vote was asked for and ordered by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Alario	Doerge	Pinac
Arnold	Downer	Romero
Baldone	Erdey	Schneider
Baudoin	Fannin	Schwegmann
Bruce	Fruge	Smith, G.—56th
Carter, R	Hutter	Toomy
Cazayoux	Iles	Tucker
Crane	Landrieu	Waddell
Damico	LeBlanc	Walker
Daniel	Montgomery	Wooton
Diez	Odinot	
Total—32		

NAYS

Mr. Speaker	Hudson	Pierre
Ansardi	Hunter	Pitre
Beard	Jackson, L	Powell
Bowler	Jackson, M	Richmond
Broome	Johns	Shaw
Capella	Katz	Smith, J.D.—50th
Curtis	Kennard	Smith, J.H.—8th
Devillier	Kenney	Smith, J.R.—30th
Farrar	Lancaster	Sneed
Flavin	Lucas	Strain
Gallot	Martiny	Swilling
Glover	McVea	Townsend
Guillory	Morrell	Triche
Heaton	Morrish	Walsworth
Hill	Murray	Welch
Honey	Nevers	Winston
Hopkins	Peychaud	Wright
Total—51		

ABSENT

Alexander	Faucheux	Perkins
Baylor	Frith	Quezaire

Bruneau	Futrell	Salter
Carter, K	Green	Scalise
Crowe	Hammett	Stelly
Dartez	Hebert	Thompson
Downs	LaFleur	
Durand	McDonald	
Total—22		

The amendments were rejected.

Rep. Iles sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Iles to Engrossed House Bill No. 2011 by Representative Lancaster, et al.

AMENDMENT NO. 1

On page 1, line 2, after "(12)" and before "(52)" insert "(24), (30), (32), (33)."

AMENDMENT NO. 2

On page 1, line 4, between "12," and "52," insert "24, 30, 32, 33"

AMENDMENT NO. 3

On page 2, between lines 18 and 19 insert the following:

"Section 2. R.S. 24:35.5(A)(24), (30), (32), and (33) are hereby amended and reenacted to read as follows:

§35.5. Membership of the House of Representatives

A. The House of Representatives of the Legislature of Louisiana shall be composed of one hundred five members. Effective with the opening of the qualifying period for the primary election in 2003 for members of the legislature, the state shall be divided into the representative districts provided in this Section for purposes of election of members at the 2003 regular elections. These districts shall be effective for all purposes beginning at 10:00 a.m. on January 12, 2004. One representative shall be elected from each district.

* * *

(24) District No. 24 is composed of Precincts 41, 56, and 57 of De Soto Parish; Red River Parish; Sabine Parish; and Precincts ~~1-9, 2-1, 2-1A, 2-2, 2-3, 2-3A, 2-4, 2-4A, 2-4B, 3-1, 3-2, 3-3, 3-4, 3-5, 4-1, 4-3A, 6-1, 6-2, 6-3, and 6-4~~ 7-2, 7-2A, and 7-5B of Vernon Parish.

* * *

(30) District No. 30 is composed of Precincts 17, ~~17A, 18, 18A, 18B, 25, 25A, 25B, 26, 26A, 27, 28, and 30~~ of Beauregard Parish and Precincts 1-1, 1-1A, 1-2, 1-3, 1-3A, 1-4, 1-5, 1-6, ~~1-6A, 1-8, 1-8A, 1-8B, 1-9, 2-1A, 2-4, 2-4A, 2-4B, 4-2, 4-3, 4-3A, 4-3B, 4-3C, 4-3D, 4-3E, 6-1, 6-2, 6-3, 6-4, 7-1, 7-2, 7-2A, 7-4, 7-5, and 7-5A, and 7-5B~~ of Vernon Parish.

* * *

(32) District No. 32 is composed of Allen Parish; Precincts ~~1, 2, 2-A, 3, 4, 5, 6, 7, 8, 9, 14, 15, 15A, 16, 16-A, 16-B, 16-C, 19, 19A, 20, 21, 22, 22A, and 27A, 27C and 27D~~ of Beauregard Parish; and Precincts 5-1, 5-2, ~~5-2A, and 7-3, 7-4, and 7-4A~~ of Vernon Parish.

(33) District No. 33 is composed of ~~Precincts 1 and 2 of Beauregard Parish and~~ Precincts 400, 401, 402, 403, 404, 405, 406, 407, 408, 460, 461, 465, 466, 560, 561, 562, 600, 601, 602, 603, 660, 661, 700, 701, 702, 703, 760, and 761 of Calcasieu Parish.

* * *

AMENDMENT NO. 4

On page 2, line 19, change "Section 2." to "Section 3."

AMENDMENT NO. 5

On page 3, line 18, change "Section 3." to "Section 4."

AMENDMENT NO. 6

On page 4, line 23, change "Section 4." to "Section 5."

AMENDMENT NO. 7

On page 6, line 8, change "Section 5." to "Section 6."

AMENDMENT NO. 8

On page 8, line 3, change "Section 6." to "Section 7."

AMENDMENT NO. 9

On page 8, line 8, change "Section 7." to "Section 8."

AMENDMENT NO. 10

On page 8, between lines 18 and 19 insert the following:

"(A) However, if Louisiana House of Representatives Districts Nos. 24, 30, 32, and 33 configured as provided in the provisions of Section 2 of this Act fail to receive preclearance pursuant to the Voting Rights Act (42 U.S.C. §1973) on or before August 8, 2003, the provisions of Section 2 of this Act shall be null, void, and without effect."

AMENDMENT NO. 11

On page 8, line 19, change "(B)" to "(C)" and on line 20, change "Section 2" to "Section 3" and on line 22 change "Section 2" to "Section 3"

AMENDMENT NO. 12

On page 8, line 24, change "(C)" to "(D)" and on line 25, change "Section 3" to "Section 4" and on page 9, line 1, change "Section 3" to "Section 4"

AMENDMENT NO. 13

On page 9, line 3, change "(D)" to "(E)" and on line 4, change "Section 4" to "Section 5" and on line 6 change "Section 4" to "Section 5"

AMENDMENT NO. 14

On page 9, line 8, change "(E)" to "(F)" and on line 9, after "Section 1, 2, 3," and before "of this" delete "and 4" and insert in lieu thereof "4, and 5" and on line 11 change "Section 5" to "Section 6"

Rep. Iles moved the adoption of the amendments.

Rep. Lancaster objected.

A record vote was asked for and ordered by the House.

ROLL CALL

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The roll was called with the following result:

YEAS

Arnold	Guillory	Kennard
Baudoin	Hebert	Lucas
Bruce	Hill	McVea
Carter, R	Honey	Romero
Daniel	Iles	Schwegmann
Diez	Jackson, L	Shaw
Doerge	Jackson, M	Swilling
Total—21		

NAYS

Mr. Speaker	Flavin	Pierre
Alario	Fruge	Pinac
Alexander	Futrell	Pitre
Ansardi	Gallot	Powell
Baldone	Glover	Salter
Beard	Heaton	Scalise
Bowler	Hunter	Schneider
Broome	Hutter	Smith, J.H.—8th
Bruneau	Johns	Smith, J.R.—30th
Capella	Katz	Sneed
Cazayoux	Kenney	Stelly
Crane	Lancaster	Toomy
Curtis	Landrieu	Townsend
Damico	LeBlanc	Triche
Devillier	Martiny	Welch
Downer	McDonald	Winston
Erdey	Morrish	Wooton
Fannin	Murray	Wright
Farrar	Peychaud	
Total—56		

ABSENT

Baylor	Hopkins	Smith, G.—56th
Carter, K	Hudson	Smith, J.D.—50th
Crowe	LaFleur	Strain
Dartez	Montgomery	Thompson
Downs	Morrell	Tucker
Durand	Nevers	Waddell
Faucheux	Odinot	Walker
Frith	Perkins	Walsworth
Green	Quezaire	
Hammett	Richmond	
Total—28		

The amendments were rejected.

Rep. Morrell sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Morrell to Engrossed House Bill No. 2011 by Representative Lancaster, et al.

AMENDMENT NO. 1

On page 1, line 2, between "(12)," and "(52)" insert "(29),"

AMENDMENT NO. 2

On page 1, line 2, between "(52)," and "(74)," insert "(61), (63), (64), (65), (66), (67), (68), (69), (70),"

AMENDMENT NO. 3

On page 1, line 4, between "12," and "52," insert "29,"

AMENDMENT NO. 4

On page 1, line 4, between "53," and "74," insert "61, 63, 64, 65, 66, 67, 68, 69, 70,"

AMENDMENT NO. 5

On page 6, between lines 7 and 8 insert the following:

"Section 5. R.S. 24:35.5(A)(29), (61), (63), (64), (65), (66), (67), (68), (69), and (70) are hereby amended and reenacted to read as follows:

§35.5. Membership of the House of Representatives

A. The House of Representatives of the Legislature of Louisiana shall be composed of one hundred five members. Effective with the opening of the qualifying period for the primary election in 2003 for members of the legislature, the state shall be divided into the representative districts provided in this Section for purposes of election of members at the 2003 regular elections. These districts shall be effective for all purposes beginning at 10:00 a.m. on January 12, 2004. One representative shall be elected from each district.

* * *

(29) District No. 29 is composed of Precincts ~~1-17, 1-23, 1-58, 1-70, 1-77, 1-78, 1-82, 1-84, 1-85, 1-88, 1-93, 2-1, 2-23, 2-30, and 3-24~~ 1-30, 1-31, 1-50, 1-54, 1-62, 1-70, 1-78, 1-82, 1-83, 1-88, 1-93, 2-1, 2-23, 2-30, 3-8, and 3-24 of East Baton Rouge Parish ~~and Precincts 4-1, 4-4, and 5-1 of West Baton Rouge Parish.~~

* * *

(61) District No. 61 is composed of Precincts ~~1-2, 1-7, 1-14, 1-24, 1-25, 1-26, 1-27, 1-28, 1-29, 1-30, 1-31, 1-32, 1-33, 1-35, 1-36, 1-37, 1-40, 1-50, 1-57, 1-61, 1-62, 1-63, and 1-64~~ 1-2, 1-7, 1-14, 1-25, 1-26, 1-27, 1-28, 1-29, 1-32, 1-33, 1-34, 1-35, 1-36, 1-37, 1-38, 1-40, 1-49, 1-57, 1-61, 1-63, 1-64, and 1-104 of East Baton Rouge Parish.

* * *

(63) District No. 63 is composed of Precincts ~~1-86, 1-91, 1-92, 1-94, 1-95, 1-100, 1-101, 2-2, 2-4, 2-5, 2-9, 2-11, 2-12, 2-13, 2-16, 2-17, 2-22, 2-24, 2-25, and 2-27~~ 1-92, 1-94, 1-95, 1-100, 1-101, 2-2, 2-4, 2-5, 2-9, 2-13, 2-14, 2-15, 2-17, 2-18, 2-19, 2-20, 2-22, 2-24, 2-25, 2-26, 2-28, and 2-31 of East Baton Rouge Parish.

(64) District No. 64 is composed of Precincts ~~2-3, 2-6, 2-7, 2-8, 2-10, 2-14, 2-15, 2-26, 2-28, and 3-2~~ 2-3, 2-6, 2-7, 2-8, 3-1, 3-2, 3-6, and 3-14 of East Baton Rouge Parish; and Precincts 1, 2, 3, 3-A, 4, 6, and 10 of Livingston Parish.

(65) District No. 65 is composed of Precincts ~~1-97, 1-98, 3-1, 3-6, 3-8, 3-9, 3-12, 3-14, 3-21, 3-25, 3-26, 3-28, 3-30, 3-32, 3-42, and 3-46~~ 1-55, 1-71, 1-81, 1-87, 1-90, 1-97, 1-98, 3-9, 3-12, 3-21, 3-25, 3-26, 3-28, 3-30, 3-32, 3-42, and 3-46 of East Baton Rouge Parish.

(66) District No. 66 is composed of Precincts ~~1-9, 1-52, 1-53, 1-54, 1-55, 1-60, 1-71, 1-72, 1-81, 1-83, 1-87, 1-89, 1-90, 1-103, 1-104, and 3-27~~ 1-9, 1-39, 1-48, 1-52, 1-53, 1-59, 1-60, 1-65, 1-72, 1-73, 1-74, 1-80, 1-105, 3-13, 3-17, 3-18, 3-29, 3-31, 3-35, 3-51, and 3-52 of East Baton Rouge Parish.

(67) District No. 67 is composed of Precincts ~~1-1, 1-3, 1-4, 1-5, 1-6, 1-10, 1-13, 1-15, 1-16, 1-18, 1-19, 1-21, 1-22, 1-38, 1-45, 1-46, 1-51, 1-67, 1-68, 1-102, and 3-50~~ 1-3, 1-4, 1-5, 1-6, 1-8, 1-10, 1-13, 1-

15, 1-44, 1-45, 1-46, 1-51, 1-67, 1-68, 1-102, 3-5, and 3-50 of East Baton Rouge Parish.

(68) District No. 68 is composed of Precincts ~~1-8, 1-39, 1-41, 1-42, 1-43, 1-44, 1-48, 1-56, 1-59, 1-65, 1-66, 1-73, 1-75, 1-105, 1-107, 3-18, 3-23, 3-35, 3-51, and 3-52~~ 1-12, 1-41, 1-42, 1-43, 1-47, 1-56, 1-66, 1-69, 1-75, 1-107, 3-4, 3-19, 3-20, 3-23, 3-36, 3-40, and 3-49 of East Baton Rouge Parish.

(69) District No. 69 is composed of Precincts ~~1-34, 1-49, 1-74, 1-80, 1-99, 3-3, 3-7, 3-10, 3-11, 3-13, 3-15, 3-16, 3-17, 3-29, 3-31, 3-38, and 3-41~~ 1-1, 1-16, 1-17, 1-18, 1-19, 1-21, 1-22, 1-23, 1-24, 1-58, 1-77, 1-84, 1-85, 1-86, 1-91, 2-10, 2-11, 2-12, 2-16, and 2-27 of East Baton Rouge Parish; and Precincts 4-1, 4-4, and 5-1 of West Baton Rouge Parish.

(70) District No. 70 is composed of Precincts ~~1-12, 1-47, 1-69, 3-4, 3-5, 3-19, 3-20, 3-22, 3-33, 3-34, 3-36, 3-40, 3-48, and 3-49~~ 1-89, 1-99, 1-103, 3-3, 3-7, 3-10, 3-11, 3-15, 3-16, 3-22, 3-27, 3-33, 3-34, 3-38, 3-41, and 3-48 of East Baton Rouge Parish."

AMENDMENT NO. 6

On page 6, line 8, change "Section 5." to "Section 6."

AMENDMENT NO. 7

On page 8, line 3, change "Section 6." to "Section 7."

AMENDMENT NO. 8

On page 8, line 8, change "Section 7." to "Section 8."

AMENDMENT NO. 9

On page 9, between lines 7 and 8, insert the following:

"(E) However, if Louisiana House of Representatives Districts Nos. 29, 61, 63, 64, 65, 66, 67, 68, 69, and 70 configured as provided in the provisions of Section 5 of this Act fail to receive preclearance pursuant to the Voting Rights Act (42 U.S.C. §1973) on or before August 8, 2003, the provisions of Section 5 of this Act shall be null, void, and without effect."

AMENDMENT NO. 10

On page 9, at the beginning of line 8, change "(E) If" to "(F) However, if"

AMENDMENT NO. 11

On page 9, line 9, delete "and 4" and insert "4, and 5"

AMENDMENT NO. 12

On page 9, line 11, change "Section 5" to "Section 6"

On motion of Rep. Morrell, the amendments were withdrawn.

Rep. Lancaster moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Pitre
Alario	Fruge	Powell

Alexander
Ansardi
Baldone
Baylor
Beard
Bowler
Bruce
Bruneau
Capella
Cazayoux
Crane
Crowe
Damico
Daniel
Devillier
Diez
Doerge
Downer
Downs
Durand
Erdey
Fannin
Farrar
Flavin
Total—76

Futrell
Gallot
Hammett
Heaton
Hill
Hopkins
Hudson
Hutter
Johns
Katz
Kennard
Kenney
LaFleur
Lancaster
Landrieu
LeBlanc
Martiny
McDonald
McVea
Montgomery
Morrish
Nevers
Odinet
Pinac

Salter
Scalise
Schneider
Shaw
Smith, G.—56th
Smith, J.D.—50th
Smith, J.H.—8th
Smith, J.R.—30th
Sneed
Stelly
Strain
Thompson
Toomy
Townsend
Triche
Tucker
Waddell
Walsworth
Welch
Winston
Wooton
Wright

NAYS

Baudoin
Broome
Curtis
Faucheux
Guillory
Honey
Hunter
Total—19

Iles
Jackson, L
Jackson, M
Morrell
Murray
Peychaud
Pierre
Quezaire
Richmond
Romero
Schwegmann
Swilling

ABSENT

Arnold	Glover	Perkins
Carter, K	Green	Walker
Carter, R	Hebert	
Dartez	Lucas	
Total—10		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Lancaster moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 52— BY REPRESENTATIVE GARY SMITH AN ACT

To enact R.S. 29:732.1, relative to states of emergency; to prohibit telemarketing activity during a declared state of emergency; to provide for definitions; and to provide for related matters.

Read by title.

Rep. Gary Smith moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Odinet
-------------	-------	--------

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Alario	Futrell	Psychaud
Alexander	Gallot	Pierre
Ansardi	Glover	Pinac
Arnold	Green	Pitre
Baldone	Guillory	Powell
Baudoin	Hammett	Quezaire
Baylor	Heaton	Richmond
Beard	Hebert	Romero
Bowler	Hill	Salter
Broome	Honey	Scalise
Bruce	Hopkins	Schneider
Bruneau	Hudson	Schwegmann
Capella	Hunter	Shaw
Carter, K	Hutter	Smith, G.—56th
Carter, R	Iles	Smith, J.D.—50th
Cazayoux	Jackson, L	Smith, J.H.—8th
Crane	Jackson, M	Smith, J.R.—30th
Crowe	Johns	Sneed
Curtis	Katz	Stelly
Damico	Kennard	Strain
Daniel	Kenney	Swilling
Dartez	LaFleur	Thompson
Devillier	Lancaster	Toomy
Diez	Landrieu	Townsend
Doerge	LeBlanc	Triche
Downer	Lucas	Tucker
Downs	Martiny	Waddell
Durand	McDonald	Walker
Erdey	McVea	Walsworth
Fannin	Montgomery	Welch
Farrar	Morrell	Winston
Fauchoux	Morrish	Wooton
Flavin	Murray	Wright
Frith	Nevers	

Total—104

NAYS

Total—0

ABSENT

Perkins

Total—1

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Gary Smith moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 129—

BY REPRESENTATIVE LANCASTER

AN ACT

To amend and reenact R.S. 17:270(A) and 271(A)(2) and (B) and R.S. 32:402.1(A)(1) and (2)(introductory paragraph) and 402.2 and to enact R.S. 32:402.1(A)(3), relative to driver education and training; to require instruction relative to organ and tissue donation during driver education, training, improvement, and remediation programs; to provide relative to an exemption to such instruction under certain circumstances; and to provide for related matters.

Read by title.

Rep. Lancaster sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Lancaster to Engrossed House Bill No. 129 by Representative Lancaster

AMENDMENT NO. 1

On page 2, line 9, after "donation." insert the following:

"The State Board of Elementary and Secondary Education and the state Department of Education shall develop the organ and tissue portion of the driver education and training program in conjunction with the federally designated organ procurement organization for the state of Louisiana."

AMENDMENT NO. 2

On page 2, line 22, after "donation." insert the following:

"The State Board of Elementary and Secondary Education and the state Department of Education shall develop the organ and tissue donation portion of the driver education and training program in conjunction with the federally designated organ procurement organization for the state of Louisiana."

AMENDMENT NO. 3

On page 5, line 8, after "(3)" insert "(a)"

AMENDMENT NO. 4

On page 5, between lines 12 and 13, insert the following:

"(b) The portion of the "driver education course" or "prelicensing training course" approved by the Department of Public Safety and Corrections involving instruction on organ and tissue donation shall be developed in conjunction with the federally designated organ procurement organization for the state of Louisiana."

AMENDMENT NO. 5

On page 5, line 21, after "donation." insert the following:

"The State Board of Elementary and Secondary Education and the state Department of Education shall develop the organ and tissue donation portion of the driver education and training program in conjunction with the federally designated organ procurement organization for the state of Louisiana."

On motion of Rep. Lancaster, the amendments were adopted.

Rep. Lancaster moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Psychaud
Alario	Gallot	Pierre
Alexander	Glover	Pinac
Ansardi	Green	Pitre
Arnold	Guillory	Powell
Baldone	Hammett	Quezaire
Baudoin	Heaton	Richmond
Baylor	Hill	Romero
Beard	Honey	Salter
Bowler	Hopkins	Scalise
Broome	Hudson	Schneider
Bruce	Hunter	Schwegmann

Bruneau	Hutter	Shaw
Capella	Iles	Smith, G.—56th
Carter, R	Jackson, L	Smith, J.D.—50th
Cazayoux	Jackson, M	Smith, J.H.—8th
Crane	Johns	Smith, J.R.—30th
Crowe	Katz	Sneed
Curtis	Kennard	Stelly
Damico	Kenney	Strain
Daniel	LaFleur	Swilling
Devillier	Lancaster	Thompson
Diez	LeBlanc	Toomy
Doerge	Lucas	Triche
Downer	Martiny	Tucker
Downs	McDonald	Walker
Durand	McVea	Walsworth
Erdey	Montgomery	Welch
Fannin	Morrell	Winston
Farrar	Morrish	Wooton
Faucheux	Murray	Wright
Frith	Nevers	
Fruge	Odinot	
Total—97		

NAYS

Total—0

ABSENT

Carter, K	Hebert	Townsend
Dartez	Landrieu	Waddell
Flavin	Perkins	
Total—8		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Lancaster moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

Acting Speaker Pinac in the Chair

HOUSE BILL NO. 249—

BY REPRESENTATIVE BOWLER

AN ACT

To repeal R.S. 22:655(B), (C), and (D), relative to liability insurance policies; to repeal provisions allowing direct actions against an insurer when service of citation or other process cannot be made on the insured, or when the insurer is an uninsured motorist carrier.

Read by title.

Rep. Bowler sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Bowler to Engrossed House Bill No. 249 by Representative Bowler

AMENDMENT NO. 1

On page 1, at the beginning of line 2, change "To repeal R.S. 22:655(B), (C), and (D)," to "To amend and reenact R.S. 22:655(B) and to repeal R.S. 22:655(C) and (D)."

AMENDMENT NO. 2

On page 1, at the end of line 2, after the semicolon ";," insert "to provide for service of process on the insurer;"

AMENDMENT NO. 3

On page 1, line 3, after "repeal" and before "provisions" insert "certain"

AMENDMENT NO. 4

On page 1, line 3, after "insurer" insert a semicolon ";," and delete the remainder of the line and delete lines 4 and 5 in their entirety and insert "and to provide for related matters."

AMENDMENT NO. 5

On page 1, between lines 6 and 7 insert the following:

"Section 1. R.S. 22:655(B) is hereby amended and reenacted to read as follows:

§655. Liability policy; insolvency or bankruptcy of insured and inability to effect service of citation or other process; direct action against insurer

* * *

~~B.(1) The injured person or his or her survivors or heirs mentioned in Subsection A, at their option, shall have a right of direct action against the insurer within the terms and limits of the policy; and, such action may be brought against the insurer alone, or against both the insured and insurer jointly and in solido, in the parish in which the accident or injury occurred or in the parish in which an action could be brought against either the insured or the insurer under the general rules of venue prescribed by Code of Civil Procedure Art. 42 only. However, such action may be brought against the insurer alone only when:~~

~~(a) The insured has been adjudged a bankrupt by a court of competent jurisdiction or when proceedings to adjudge an insured a bankrupt have been commenced before a court of competent jurisdiction;~~

~~(b) The insured is insolvent;~~

~~(c) Service of citation or other process cannot be made on the insured;~~

~~(d) When the cause of action is for damages as a result of an offense or quasi-offense between children and their parents or between married persons;~~

~~(e) When the insurer is an uninsured motorist carrier; or~~

~~(f) The insured is deceased;~~

~~(2) This right of direct action shall exist whether or not the policy of insurance sued upon was written or delivered in the state of Louisiana and whether or not such policy contains a provision forbidding such direct action, provided the accident or injury occurred within the state of Louisiana. Nothing contained in this Section shall be construed to affect the provisions of the policy or contract if such provisions are not in violation of the laws of this state.~~

B. Service of citation or other process may be made on the insurer if the insured cannot be properly served with due diligence in accordance with the Code of Civil Procedure. Nothing in this Section shall be construed to provide a right of direct action against the insurer or to impose an additional legal or other obligation on the insurer."

AMENDMENT NO. 6

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On page 1, line 7, after "Section" change "1. R.S. 22:655(B), (C), and (D)" to "2. R.S. 22:655(C) and (D)"

AMENDMENT NO. 7

On page 1, line 9, after "Section" and before "The" change "2." to "3."

Rep. Bowler moved the adoption of the amendments.

Rep. Ansardi objected.

A record vote was asked for and ordered by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Alexander	Hebert	Sneed
Beard	Johns	Stelly
Bowler	Katz	Strain
Crane	McDonald	Thompson
Daniel	Morrish	Triche
Downer	Nevers	Tucker
Flavin	Pitre	Walker
Frith	Powell	Walsworth
Fruge	Scalise	Winston
Futrell	Schwegmann	
Heaton	Smith, G.—56th	
Total—31		

NAYS

Mr. Speaker	Gallot	Odinot
Alario	Glover	Perkins
Ansardi	Guillory	Peychaud
Arnold	Hill	Pierre
Baldone	Honey	Pinac
Baudoin	Hudson	Quezaire
Broome	Hunter	Romero
Bruce	Hutter	Salter
Bruneau	Iles	Schneider
Carter, R	Jackson, L	Shaw
Cazayoux	Jackson, M	Smith, J.D.—50th
Crowe	Kennard	Smith, J.H.—8th
Curtis	Kenney	Smith, J.R.—30th
Damico	Lancaster	Swilling
Devillier	Landrieu	Toomy
Diez	LeBlanc	Townsend
Doerge	Lucas	Waddell
Durand	Martiny	Welch
Erdey	McVea	Wooton
Fannin	Montgomery	Wright
Farrar	Morrell	
Faucheux	Murray	
Total—64		

ABSENT

Baylor	Downs	LaFleur
Capella	Green	Richmond
Carter, K	Hammatt	
Dartez	Hopkins	
Total—10		

The amendments were rejected.

Rep. Bowler sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Bowler to Engrossed House Bill No. 249 by Representative Bowler

AMENDMENT NO. 1

On page 1, at the beginning of line 2, after "To" and before "repeal" insert "amend and reenact R.S. 9:291 and to"

AMENDMENT NO. 2

On page 1, at the end of line 2, after the semicolon ";" insert "to provide an exception for suits between spouses;"

AMENDMENT NO. 3

On page 1, at the end of line 5, change the period "." to a semicolon ";" and insert "and to provide for related matters."

AMENDMENT NO. 4

On page 1, between lines 6 and 7 insert the following:

"Section 1. R.S. 9:291 is hereby amended and reenacted to read as follows:

§291. Suits between spouses

Spouses may not sue each other except for causes of action pertaining to contracts or arising out of the provisions of Book III, Title VI of the Civil Code; for restitution of separate property; for divorce or declaration of nullity of the marriage; ~~and~~ for causes of action pertaining to spousal support or the support or custody of a child while the spouses are living separate and apart; and for injuries which may be compensable under a policy of insurance."

AMENDMENT NO. 5

On page 1, line 7, after "Section" change "1." to "2."

AMENDMENT NO. 6

On page 1, line 9, after "Section" and before "The" change "2." to "3."

On motion of Rep. Bowler, the amendments were adopted.

Rep. Jack Smith sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Jack Smith to Engrossed House Bill No. 249 by Representative Bowler

AMENDMENT NO. 1

On page 1, after line 12, insert the following:

"Section 3. This Act shall become effective when there is an across the board fifteen percent decrease in automobile liability insurance rates in Louisiana."

Rep. Jack Smith moved the adoption of the amendments.

Rep. Bowler objected.

By a vote of 68 yeas and 29 nays, the amendments were adopted.

Suspension of the Rules

On motion of Rep. Bowler, and under a suspension of the rules, the above roll call was corrected to reflect her as voting nay.

Motion

On motion of Rep. Bowler, the bill, as amended, was returned to the calendar.

Speaker DeWitt in the Chair

HOUSE BILL NO. 1834—

BY REPRESENTATIVES SWILLING AND RICHMOND
AN ACT

To enact R.S. 47:463.111, 463.112, and 463.113, relative to motor vehicles prestige license plates; to provide for the creation of a special prestige license plate for the Beacon Light Baptist Church; to provide for the creation of a special prestige license plate for the Greater St. Stephens Ministries; to provide for the creation of a special prestige license plate for the New Home Ministries; to provide for the issuance of such plates; to provide relative to the fees of such plates; to provide for the uses of such fees; to authorize the promulgation of rules and regulations; and to provide for related matters.

Suspension of the Rules

On motion of Rep. Swilling, and under a suspension of the rules, the above bill was taken up out of its regular order at this time.

Read by title.

Rep. Honey sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Honey to Engrossed House Bill No. 1834 by Representatives Swilling and Richmond

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 47:463.111, 463.112," delete "and 463.113," and insert " 463.113, and 463.114,"

AMENDMENT NO. 2

On page 1, line 7, after "Ministries;" and before "to provide" insert the following:

" to provide for the creation of a special prestige license plate for the Camphor Memorial United Methodist Church;"

AMENDMENT NO. 3

On page 1, line 12, after "R.S. 47:463.111, 463.112," delete " and 463.113" and insert "463.113, and 463.114"

AMENDMENT NO. 4

On page 5, after line 21, add the following:

"§463.114. Special prestige license plates: Camphor Memorial United Methodist Church

A. The secretary of the Department of Public Safety and Corrections shall establish a special prestige license plate, to be known as the Camphor Memorial United Methodist Church plate, subject to the provisions of this Section. The license plate shall be restricted to passenger cars, pickup trucks, vans, and recreational vehicles. The

secretary shall design the plate, and it shall include the words "Camphor Memorial United Methodist Church".

B. The prestige license plate shall be issued, upon application, to any member of the Camphor Memorial United Methodist Church.

C. An annual fee of twenty-five dollars shall be collected from the applicant and forwarded to the Camphor Memorial United Methodist Church for each license plate issued as provided in this Section. The department shall also collect the standard registration license fee provided for in R.S. 47:463 and a handling fee of three dollars and fifty cents. The handling fee shall be retained by the department to offset a portion of administrative costs.

D. The monies received from the annual fees by the Camphor Memorial United Methodist Church shall be dedicated to the Cultural Tutorial and Enrichment Program to support the scholarship program. The organization shall be responsible for establishing and disbursing the funds for educational programs.

E. The secretary shall establish a prestige license plate for the organization in accordance with the provisions of this Section when all of the following conditions are met:

(1) All necessary contracts regarding use of the organization's logo have been executed.

(2) The secretary has received a minimum of one thousand applications for the license plate.

F. The secretary shall establish rules and regulations as are necessary to implement the provisions of this Section, including but not limited to rules and regulations governing the collection and disbursement of annual fees, verification that an applicant is a member of the organization, the transfer and disposition of such license plate, the colors available, and the design criteria."

On motion of Rep. Honey, the amendments were adopted.

Rep. Swilling moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Green	Peychaud
Alario	Guillory	Pierre
Ansardi	Hammett	Pinac
Arnold	Heaton	Pitre
Baldone	Hebert	Powell
Baylor	Hill	Quezaire
Beard	Honey	Richmond
Bowler	Hopkins	Romero
Broome	Hudson	Salter
Bruneau	Hunter	Schwegmann
Cazayoux	Hutter	Shaw
Crane	Iles	Smith, G.—56th
Crowe	Jackson, L	Smith, J.D.—50th
Curtis	Jackson, M	Smith, J.H.—8th
Damico	Johns	Smith, J.R.—30th
Daniel	Kenney	Sneed
Dartz	Lancaster	Stelly
Doerge	Landrieu	Strain
Downer	LeBlanc	Swilling
Downs	Lucas	Thompson

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Durand	Martiny	Townsend
Erdey	McDonald	Triche
Fannin	Montgomery	Waddell
Farrar	Morrell	Walker
Faucheux	Morrish	Welch
Flavin	Murray	Winston
Frith	Nevers	Wooton
Futrell	Odinot	Wright
Gallot	Perkins	
Total—86		

NAYS

Alexander	Katz	Toomy
Fruge	Scalise	Tucker
Total—6		

ABSENT

Baudoin	Devillier	McVea
Bruce	Diez	Schneider
Capella	Glover	Walsworth
Carter, K	Kennard	
Carter, R	LaFleur	
Total—13		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Swilling moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 312—

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 9:3563.1, relative to the Office of Financial Institutions; to provide for licensure of certain entities; to provide relative to private schools; and to provide for related matters.

Read by title.

Rep. Pinac moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Peychaud
Alario	Glover	Pierre
Alexander	Green	Pinac
Arnold	Guillory	Pitre
Baldone	Hammett	Powell
Baylor	Heaton	Quezaire
Beard	Hebert	Richmond
Bowler	Hill	Romero
Broome	Honey	Salter
Bruce	Hopkins	Scalise
Bruneau	Hudson	Schneider
Capella	Hunter	Schwegmann
Carter, R	Hutter	Shaw
Cazayoux	Iles	Smith, G.—56th
Crane	Jackson, L	Smith, J.D.—50th
Crowe	Jackson, M	Smith, J.H.—8th
Curtis	Johns	Smith, J.R.—30th
Damico	Katz	Sneed
Daniel	Kennard	Stelly
Dartez	Kenney	Strain

Devillier	LaFleur	Swilling
Diez	Lancaster	Thompson
Doerge	Landrieu	Toomy
Downer	LeBlanc	Townsend
Downs	Lucas	Triche
Durand	McDonald	Tucker
Erdey	McVea	Waddell
Fannin	Montgomery	Walker
Farrar	Morrell	Walsworth
Faucheux	Morrish	Welch
Flavin	Murray	Winston
Frith	Nevers	Wooton
Fruge	Odinot	Wright
Futrell	Perkins	
Total—101		

NAYS

Total—0

ABSENT

Ansardi	Carter, K
Baudoin	Martiny
Total—4	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Pinac moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 520—

BY REPRESENTATIVE JOHNS

AN ACT

To enact R.S. 9:2794(D), relative to expert witnesses; to provide for qualifications of expert witnesses in medical malpractice actions against physicians; to provide for definitions; to provide for court discretion in determining qualifications; to provide for exceptions; and to provide for related matters.

Read by title.

Rep. Johns sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Johns to Engrossed House Bill No. 520 by Representative Johns

AMENDMENT NO. 1

On page 2, between lines 9 and 10, insert the following:

"(d) He is licensed to practice medicine by the Louisiana State Board of Medical Examiners under R.S. 37:1261 et seq., is licensed to practice medicine by any other jurisdiction in the United States, or is a graduate of a medical school accredited by the American Medical Association's Liaison Committee on Medical Education or the American Osteopathic Association."

AMENDMENT NO. 2

On page 3, delete lines 4 through 11 in their entirety

On motion of Rep. Johns, the amendments were adopted.

Rep. Johns moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Psychaud
Alario	Glover	Pierre
Alexander	Green	Pinac
Ansardi	Guillory	Pitre
Arnold	Hammett	Powell
Baldone	Heaton	Quezaire
Baylor	Hebert	Richmond
Beard	Hill	Romero
Bowler	Honey	Salter
Broome	Hopkins	Scalise
Bruce	Hudson	Schneider
Bruneau	Hunter	Schwegmann
Capella	Hutter	Shaw
Carter, R	Iles	Smith, G.—56th
Cazayoux	Jackson, L	Smith, J.D.—50th
Crane	Jackson, M	Smith, J.H.—8th
Crowe	Johns	Smith, J.R.—30th
Curtis	Katz	Sneed
Damico	Kennard	Stelly
Daniel	Kenney	Strain
Dartez	LaFleur	Swilling
Devillier	Lancaster	Thompson
Diez	LeBlanc	Toomy
Downer	Lucas	Townsend
Downs	Martiny	Triche
Durand	McDonald	Tucker
Erdey	McVea	Waddell
Fannin	Montgomery	Walker
Farrar	Morrell	Walsworth
Faucheux	Morrish	Welch
Flavin	Murray	Winston
Frith	Nevers	Wooton
Frige	Odinot	Wright
Futrell	Perkins	
Total—101		

NAYS

Total—0

ABSENT

Baudoin	Doerge
Carter, K	Landrieu
Total—4	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Johns moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 634—

BY REPRESENTATIVE HUTTER

AN ACT

To enact R.S. 9:2801(C), relative to community property; to provide for the partition of community property; to provide a period of time for the completion of a community property settlement; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Hutter, the bill was returned to the calendar.

HOUSE BILL NO. 696—

BY REPRESENTATIVE JOHNS

AN ACT

To amend and reenact R.S. 32:57(D) and R.S. 33:1372(B), relative to traffic offenses; to provide for the payment of fines by mail in cases where persons plead nolo contendere; and to provide for related matters.

Read by title.

Rep. Johns moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Perkins
Alario	Gallot	Psychaud
Alexander	Green	Pierre
Ansardi	Guillory	Pinac
Arnold	Hammett	Pitre
Baldone	Heaton	Powell
Baudoin	Hebert	Quezaire
Baylor	Hill	Richmond
Beard	Honey	Romero
Bowler	Hopkins	Salter
Broome	Hudson	Scalise
Bruce	Hunter	Schneider
Bruneau	Hutter	Schwegmann
Capella	Iles	Shaw
Carter, R	Jackson, L	Smith, G.—56th
Cazayoux	Jackson, M	Smith, J.D.—50th
Crane	Johns	Smith, J.H.—8th
Crowe	Katz	Smith, J.R.—30th
Curtis	Kennard	Sneed
Damico	Kenney	Stelly
Dartez	LaFleur	Strain
Devillier	Lancaster	Swilling
Diez	LeBlanc	Thompson
Doerge	Lucas	Toomy
Downer	Martiny	Townsend
Durand	McDonald	Triche
Erdey	McVea	Tucker
Fannin	Montgomery	Waddell
Farrar	Morrell	Walker
Faucheux	Morrish	Walsworth
Flavin	Murray	Welch
Frith	Nevers	Winston
Frige	Odinot	Wright
Total—99		

NAYS

Total—0

ABSENT

Carter, K	Downs	Landrieu
Daniel	Glover	Wooton
Total—6		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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Rep. Johns moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 802—

BY REPRESENTATIVE TRICHE

AN ACT

To enact Subpart B of Part VII of Chapter 6 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1485.1 through 1485.8, relative to carnivals and amusements; to create the Louisiana Carnival and Amusement Rider Safety Act; to require riders of carnival and amusement rides to notify carnival and amusement owners of injuries sustained on rides; to provide for a code of conduct for riders of carnival and amusement rides; to require owners of certain carnivals and amusements to post notices; to provide for criminal penalties for violations of certain rules; and to provide for related matters.

Read by title.

Rep. Salter, on behalf of the Legislative Bureau, sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Salter on behalf of the Legislative Bureau to Engrossed House Bill No. 802 by Representative Triche

AMENDMENT NO. 1

On page 1, lines 2 and 12, following "6" and before "of" insert "of Title 40"

On motion of Rep. Salter, the amendments were adopted.

Rep. Triche moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Psychaud
Alario	Glover	Pierre
Alexander	Green	Pinac
Ansardi	Guillory	Pitre
Arnold	Hammett	Powell
Baldone	Heaton	Quezaire
Baudoin	Hebert	Richmond
Baylor	Hill	Romero
Beard	Honey	Salter
Bowler	Hudson	Scalise
Broome	Hunter	Schneider
Bruce	Hutter	Schwegmann
Bruneau	Iles	Shaw
Carter, R	Jackson, L	Smith, G.—56th
Cazayoux	Jackson, M	Smith, J.D.—50th
Crane	Johns	Smith, J.H.—8th
Crowe	Katz	Smith, J.R.—30th
Curtis	Kennard	Sneed
Damico	Kenney	Stelly
Dartez	LaFleur	Strain
Devillier	Lancaster	Swilling
Diez	Landrieu	Thompson
Doerge	LeBlanc	Toomy
Downer	Lucas	Townsend
Durand	Martiny	Triche

Erdey	McDonald	Tucker
Fannin	McVea	Waddell
Farrar	Montgomery	Walker
Faucheux	Morrell	Welch
Flavin	Murray	Winston
Frith	Nevers	Wooton
Fruge	Odinet	Wright
Futrell	Perkins	

Total—98

NAYS

Total—0

ABSENT

Capella	Downs	Walsworth
Carter, K	Hopkins	
Daniel	Morrish	
Total—7		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Triche moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 813—

BY REPRESENTATIVE TOWNSEND

AN ACT

To amend and reenact R.S. 9:2801.1, relative to community property; to provide for the allocation of community property equal to the value of a pension or retirement plan when federal law precludes community classification.

Read by title.

Motion

On motion of Rep. Townsend, the bill was returned to the calendar.

HOUSE BILL NO. 1122—

BY REPRESENTATIVE QUEZAIRE

AN ACT

To amend and reenact R.S. 2:653(A), 654(B)(introductory paragraph) and (1), (H)(introductory paragraph) and (2), and (J), and 655(13) and to enact R.S. 2:654(B)(14) and (15) and (H)(4), (5), and (6), relative to the Louisiana Airport Authority; to provide relative to the territorial boundaries of such authority; to increase the number of members of the board of commissioners; to provide relative to the term of office for such members; to provide relative to the quorum for the board of commissioners; and to provide for related matters.

Read by title.

Rep. Salter, on behalf of the Legislative Bureau, sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Salter on behalf of the Legislative Bureau to Engrossed House Bill No. 1122 by Representative Quezaire

AMENDMENT NO. 1

On page 1, lines 3 and 15, delete ", and 655(13)"

On motion of Rep. Salter, the amendments were adopted.

Rep. Quezaire sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Quezaire to Engrossed House Bill No. 1122 by Representative Quezaire

AMENDMENT NO. 1

On page 1, lines 2 and 14, after "2:653(A)" delete the comma and insert "and" and at the end of line 2 delete "and (1)" and insert a comma ", and (1), and (9)"

AMENDMENT NO. 2

On page 1, delete line 4, and insert "R.S. 2:654(B)(14), (15), and (16) and (H)(4) through (8), relative to the"

AMENDMENT NO. 3

On page 1, at the end of line 14, delete "and (1)" and insert a comma ", and (1), and (9)"

AMENDMENT NO. 4

On page 1, line 16, after "R.S." delete the remainder of the line and insert "2:654(B)(14), (15), and (16) and (H)(4) through (8) are"

AMENDMENT NO. 5

On page 2, line 10, after "Livingston Parish," delete "and" and after "Tangipahoa Parish" change the period "." to a comma "," and insert "and West Baton Rouge Parish."

AMENDMENT NO. 6

On page 2, line 15, change "twenty-three" to "twenty-seven"

AMENDMENT NO. 7

On page 2, line 17, change "Two" to "Three"

AMENDMENT NO. 8

On page 2, between lines 20 and 21, insert the following:

"(9) ~~One member~~ Two members shall be appointed by the governor from a list of three names submitted by the members of the legislature representing Assumption Parish.

* * *

AMENDMENT NO. 9

On page 2, line 21, after "14" delete "One member" and insert "Two members"

AMENDMENT NO. 10

On page 3, between lines 2 and 3, insert the following:

"(16) One member shall be appointed by the governor from a list of three names submitted by the members of the legislature representing West Baton Rouge Parish."

AMENDMENT NO. 11

On page 3, between lines 19 and 20, insert the following:

"(7) The member representing West Baton Rouge Parish shall be appointed to a six-calendar-year term."

(8) Notwithstanding the provisions of Paragraph (1) of this Subsection, the initial term for any member representing Assumption Parish appointed pursuant to the Act which originated as House Bill 1122 of the 2003 Regular Session shall be a six-calendar-year term."

On motion of Rep. Quezaire, the amendments were adopted.

Rep. Quezaire moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Perkins
Alario	Glover	Peychaud
Alexander	Green	Pierre
Arnold	Guillory	Pitre
Baldone	Hammett	Powell
Baudoin	Heaton	Quezaire
Baylor	Hebert	Richmond
Beard	Hill	Romero
Broome	Honey	Salter
Bruce	Hopkins	Scalise
Bruneau	Hudson	Schneider
Carter, R	Hunter	Schwegmann
Cazayoux	Hutter	Shaw
Crane	Iles	Smith, G.—56th
Crowe	Jackson, L	Smith, J.D.—50th
Curtis	Johns	Smith, J.H.—8th
Damico	Katz	Smith, J.R.—30th
Daniel	Kennard	Sneed
Dartez	Kenney	Stelly
Devillier	LaFleur	Strain
Diez	Lancaster	Swilling
Doerge	Landrieu	Thompson
Downer	LeBlanc	Toomy
Downs	Lucas	Townsend
Durand	Martiny	Triche
Erdey	McDonald	Tucker
Fannin	McVea	Waddell
Farrar	Montgomery	Walker
Faucheux	Morrell	Walsworth
Flavin	Morrish	Welch
Frith	Murray	Winston
Fruge	Nevers	Wooton
Futrell	Odinet	Wright
Total—99		

NAYS

Total—0

ABSENT

Ansardi	Capella	Jackson, M
Bowler	Carter, K	Pinac
Total—6		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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Rep. Quezaire moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 1145—

BY REPRESENTATIVE HUTTER

AN ACT

To enact Civil Code Article 1582.1, relative to donations; to provide for witnesses; to prohibit persons from witnessing testaments; and to provide for related matters.

Read by title.

Rep. Hutter sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Hutter to Engrossed House Bill No. 1145 by Representative Hutter

AMENDMENT NO. 1

On page 1, after line 11, insert the following:

"Section 2. The provisions of this Act shall become effective on January 1, 2004."

On motion of Rep. Hutter, the amendments were adopted.

Rep. Bruneau moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Perkins
Alario	Gallot	Peychaud
Alexander	Glover	Pierre
Ansardi	Guillory	Pinac
Arnold	Hammett	Pitre
Baldone	Heaton	Powell
Baylor	Hebert	Richmond
Beard	Hill	Romero
Bowler	Hopkins	Salter
Broome	Hudson	Scalise
Bruce	Hunter	Schneider
Bruneau	Hutter	Schwegmann
Capella	Iles	Shaw
Carter, K	Jackson, L	Smith, G.—56th
Carter, R	Jackson, M	Smith, J.D.—50th
Cazayoux	Johns	Smith, J.H.—8th
Crane	Katz	Smith, J.R.—30th
Crowe	Kennard	Sneed
Curtis	Kenney	Stelly
Damico	LaFleur	Strain
Daniel	Lancaster	Thompson
Dartez	Landrieu	Toomy
Devillier	LeBlanc	Townsend
Downer	Lucas	Triche
Downs	Martiny	Tucker
Durand	McDonald	Waddell
Erdey	McVea	Walker
Fannin	Montgomery	Welch
Farrar	Morrell	Winston
Faucheux	Morrish	Wooton
Flavin	Murray	Wright

Frith
Fruge
Total—97

Nevers
Odinet

NAYS

Total—0

ABSENT

Baudoin
Diez
Doerge
Total—8

Green
Honey
Quezaire

Swilling
Walsworth

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Bruneau moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 813—

BY REPRESENTATIVE TOWNSEND

AN ACT

To amend and reenact R.S. 9:2801.1, relative to community property; to provide for the allocation of community property equal to the value of a pension or retirement plan when federal law precludes community classification.

Called from the calendar.

Read by title.

Rep. Townsend sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Bowler to Engrossed House Bill No. 813 by Representative Townsend

AMENDMENT NO. 1

On page 1, line 12, after "federal," strikeout the remainder of the line

AMENDMENT NO. 2

On page 1, at the beginning of line 13, strikeout "security,"

AMENDMENT NO. 3

On page 1, at the beginning of line 16, change "~~shall~~" to "shall" and delete "may"

AMENDMENT NO. 4

On page 2, at the end of line 2, after the period "." insert the following:

"Nevertheless, if such property consists of a spouse's right to receive social security benefits or the benefits themselves, then the court in its discretion may allocate or assign other community property equal in value to the other spouse."

On motion of Rep. Townsend, the amendments were adopted.

Motion

On motion of Rep. Townsend, the bill, as amended, was returned to the calendar.

HOUSE BILL NO. 1328—BY REPRESENTATIVES PINAC AND NEVERS
AN ACT

To enact Chapter 24-A of Title 37 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 37:2181 through 2192, relative to licensing; to provide for licensing for persons who perform mold assessment and mold remediation services; to provide relative to the State Licensing Board for Contractors; to provide for a purpose and scope; to provide for definitions; to provide for the board's powers and duties; to provide for qualifications, applications, and fees; to provide for exceptions; to provide relative to written reports; to prohibit certain activities; to provide for license renewals; to provide for administrative actions and penalties; to provide for cease and desist orders and injunctive relief; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Pinac, the bill was returned to the calendar.

HOUSE BILL NO. 1377—BY REPRESENTATIVES DEWITT AND JOHNS
AN ACT

To amend and reenact R.S. 40:1299.41(J), relative to the Medical Malpractice Act; to provide for legal counsel for the Patient's Compensation Fund; and to provide for related matters.

Read by title.

Rep. Johns moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Psychaud
Alario	Glover	Pierre
Alexander	Green	Pinac
Ansardi	Guillory	Pitre
Arnold	Hammett	Quezaire
Baldone	Heaton	Richmond
Baudoin	Hebert	Romero
Baylor	Hill	Salter
Beard	Hopkins	Scalise
Bowler	Hudson	Schneider
Broome	Hunter	Schwegmann
Bruneau	Iles	Shaw
Capella	Jackson, L	Smith, G.—56th
Cazayoux	Jackson, M	Smith, J.D.—50th
Crane	Johns	Smith, J.H.—8th
Crowe	Kennard	Smith, J.R.—30th
Curtis	Kenney	Sneed
Damico	LaFleur	Stelly
Daniel	Lancaster	Strain
Darte	Landrieu	Thompson
Devillier	LeBlanc	Toomy
Doerge	Lucas	Townsend
Downer	Martiny	Triche
Downs	McDonald	Tucker
Durand	McVea	Waddell
Erdey	Montgomery	Walker
Fannin	Morrell	Walsworth
Farrar	Morrish	Welch
Fauchoux	Murray	Winston
Frith	Nevers	Wooton

Fruge
Futrell
Total—95Odinet
Perkins

Wright

NAYS

Total—0

ABSENT

Bruce
Carter, K
Carter, R
Diez
Total—10Flavin
Honey
Hutter
KatzPowell
Swilling

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Johns moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 1408—BY REPRESENTATIVES DEWITT AND JOHNS
AN ACT

To amend and reenact R.S. 40:1299.44(C)(5) and (D)(2)(b)(x) and (xi) and to enact R.S. 40:1299.44(D)(2)(b)(xii), relative to Medical Malpractice Act for private services; to provide for the Patient's Compensation Fund; to provide additional procedures for the payment of claims from the Patient's Compensation Fund; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Johns, the bill was returned to the calendar.

HOUSE BILL NO. 1549—BY REPRESENTATIVES DEWITT AND JOHNS
AN ACT

To amend and reenact R.S. 40:1299.44(C)(5), relative to the Medical Malpractice Act; to provide relative to the Patient's Compensation Fund; to provide for discovery; to provide for jury trials; to provide for the effect of certain provisions; and to provide for related matters.

Read by title.

Rep. Johns sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Johns to Engrossed House Bill No. 1549 by Representative DeWitt

AMENDMENT NO. 1

On page 2, line 10, after "the" and before "shall" change "fund" to "board"

AMENDMENT NO. 2

On page 2, line 21, after "The" and before "shall" change "fund" to "board"

AMENDMENT NO. 3

On page 2, at the beginning of line 25, insert "procedural and"

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AMENDMENT NO. 4

On page 2, line 25, after "law" insert a period "." and delete the remainder of the line and delete line 26 in its entirety

On motion of Rep. Johns, the amendments were adopted.

Rep. Johns moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Perkins
Alario	Gallot	Peychaud
Alexander	Glover	Pierre
Ansardi	Green	Pinac
Arnold	Guillory	Pitre
Baldone	Hammett	Powell
Baudoin	Heaton	Quezaire
Baylor	Hebert	Richmond
Beard	Hill	Romero
Bowler	Honey	Salter
Broome	Hopkins	Scalise
Bruce	Hudson	Schneider
Bruneau	Hunter	Schwegmann
Capella	Hutter	Shaw
Carter, K	Iles	Smith, G.—56th
Carter, R	Jackson, L	Smith, J.D.—50th
Cazayoux	Jackson, M	Smith, J.H.—8th
Crane	Johns	Smith, J.R.—30th
Crowe	Katz	Sneed
Curtis	Kennard	Stelly
Damico	Kenney	Strain
Daniel	LaFleur	Swilling
Dartez	Lancaster	Thompson
De villier	Landrieu	Townsend
Doerge	LeBlanc	Triche
Downer	Lucas	Tucker
Downs	Martiny	Waddell
Durand	McDonald	Walker
Erdey	McVea	Walsworth
Fannin	Montgomery	Welch
Farrar	Morrell	Winston
Faucheux	Morrish	Wooton
Flavin	Murray	Wright
Frith	Nevers	
Fruge	Odinot	
Total—103		

NAYS

Total—0

ABSENT

Diez	Toomy
Total—2	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Johns moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

Acting Speaker LeBlanc in the Chair

HOUSE BILL NO. 1728—

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 56:1948.5(20), to enact R.S. 56:1948.5(58) through (62), and to repeal R.S. 56:1948.5(36), (39), (40), (42), (43), and (45), relative to Louisiana Byways designations; to provide for the inclusion of certain highways and section of highways in statutory provisions of the Louisiana Byways; and to provide for related matters.

Read by title.

Rep. Pinac sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Pinac to Engrossed House Bill No. 1728 by Representative Pinac

AMENDMENT NO. 1

On page 4, at the end of line 4, change "I-49." to "Interstate 49."

AMENDMENT NO. 2

On page 4, line 9, change "ChurchPoint." to "Church Point."

On motion of Rep. Pinac, the amendments were adopted.

Rep. Pinac moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Perkins
Alario	Gallot	Peychaud
Alexander	Glover	Pierre
Ansardi	Green	Pinac
Arnold	Guillory	Pitre
Baldone	Hammett	Powell
Baudoin	Heaton	Quezaire
Baylor	Hebert	Richmond
Beard	Hill	Romero
Bowler	Honey	Salter
Broome	Hopkins	Scalise
Bruce	Hudson	Schneider
Bruneau	Hunter	Schwegmann
Capella	Hutter	Shaw
Carter, K	Iles	Smith, J.D.—50th
Carter, R	Jackson, L	Smith, J.H.—8th
Cazayoux	Jackson, M	Smith, J.R.—30th
Crane	Johns	Sneed
Crowe	Katz	Stelly
Curtis	Kennard	Strain
Damico	Kenney	Swilling
Daniel	LaFleur	Thompson
Dartez	Lancaster	Toomy
De villier	Landrieu	Townsend
Doerge	LeBlanc	Triche
Downer	Lucas	Tucker
Downs	Martiny	Waddell
Durand	McDonald	Walker
Erdey	McVea	Walsworth
Fannin	Montgomery	Welch
Farrar	Morrell	Winston
Faucheux	Morrish	Wooton

Flavin	Murray	Wright
Frith	Nevers	
Fruge	Odinet	
Total—103		

NAYS

Total—0

ABSENT

Diez	Smith, G.—56th
Total—2	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Pinac moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 1793—

BY REPRESENTATIVE DEWITT

AN ACT

To amend and reenact R.S. 47:463.2(A), relative to special personalized prestige license plates for motor vehicles; to increase the fee for issuance of certain special personalized prestige license plates; and to provide for related matters.

Read by title.

Rep. DeWitt moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Odinet
Alario	Gallot	Peychaud
Alexander	Glover	Pierre
Ansardi	Green	Pinac
Arnold	Guillory	Pitre
Baldone	Hammett	Powell
Baudoin	Heaton	Quezaire
Baylor	Hebert	Richmond
Beard	Hill	Salter
Bowler	Honey	Scalise
Broome	Hudson	Schneider
Bruce	Hunter	Schwegmann
Bruneau	Hutter	Shaw
Carter, K	Iles	Smith, G.—56th
Carter, R	Jackson, L	Smith, J.D.—50th
Cazayoux	Jackson, M	Smith, J.H.—8th
Crane	Johns	Smith, J.R.—30th
Curtis	Katz	Sneed
Damico	Kennard	Stelly
Daniel	Kenney	Strain
Dartez	LaFleur	Swilling
Devallier	Lancaster	Thompson
Doerge	Landrieu	Toomy
Downer	LeBlanc	Townsend
Downs	Lucas	Triche
Durand	Martiny	Walker
Erdey	McDonald	Walsworth
Fannin	McVea	Welch
Farrar	Montgomery	Winston
Faucheux	Morrell	Wooton
Flavin	Morrish	Wright

Frith	Murray
Fruge	Nevers
Total—97	

NAYS

Total—0

ABSENT

Capella	Hopkins	Tucker
Crowe	Perkins	Waddell
Diez	Romero	
Total—8		

The Chair declared the above bill, having received a two-thirds vote of the elected members, was finally passed.

The title of the above bill was read and adopted.

Rep. DeWitt moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 1795—

BY REPRESENTATIVE FUTRELL

AN ACT

To amend and reenact R.S. 51:122, relative to monopolies; to provide relative to the capacity of parent entities and wholly owned subsidiaries to conspire; and to provide for related matters.

Read by title.

Rep. Futrell moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Perkins
Alario	Gallot	Peychaud
Alexander	Glover	Pierre
Ansardi	Green	Pinac
Arnold	Guillory	Pitre
Baldone	Hammett	Powell
Baudoin	Heaton	Quezaire
Baylor	Hebert	Richmond
Beard	Hill	Romero
Bowler	Honey	Salter
Broome	Hopkins	Scalise
Bruce	Hudson	Schneider
Bruneau	Hunter	Schwegmann
Capella	Hutter	Shaw
Carter, K	Iles	Smith, G.—56th
Carter, R	Jackson, L	Smith, J.D.—50th
Cazayoux	Jackson, M	Smith, J.H.—8th
Crane	Johns	Smith, J.R.—30th
Crowe	Katz	Sneed
Curtis	Kennard	Stelly
Damico	Kenney	Strain
Daniel	LaFleur	Swilling
Dartez	Lancaster	Thompson
Devallier	Landrieu	Toomy
Doerge	LeBlanc	Townsend
Downer	Lucas	Triche
Downs	Martiny	Tucker
Durand	McDonald	Waddell
Erdey	McVea	Walker
Fannin	Montgomery	Walsworth

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Farrar	Morrell	Welch
Faucheux	Morrish	Winston
Flavin	Murray	Wooton
Frith	Nevers	Wright
Fruge	Odinet	
Total—104		

NAYS

Total—0

ABSENT

Diez

Total—1

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Futrell moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 1808—

BY REPRESENTATIVE JOHNS

AN ACT

To amend and reenact Code of Evidence Article 1001(3), relative to the contents of writings, recordings, and photographs; to include certain data within the definition of "original"; and to provide for related matters.

Read by title.

Rep. Johns moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Perkins
Alario	Gallot	Peychaud
Alexander	Glover	Pierre
Ansardi	Green	Pinac
Arnold	Guillory	Pitre
Baldone	Hammett	Powell
Baudoin	Heaton	Quezaire
Baylor	Hebert	Romero
Beard	Hill	Salter
Bowler	Honey	Scalise
Broome	Hopkins	Schneider
Bruce	Hudson	Schwegmann
Bruneau	Hunter	Shaw
Capella	Hutter	Smith, G.—56th
Carter, K	Iles	Smith, J.D.—50th
Carter, R	Jackson, L	Smith, J.H.—8th
Cazayoux	Jackson, M	Smith, J.R.—30th
Crane	Johns	Sneed
Crowe	Katz	Stelly
Curtis	Kennard	Strain
Damico	Kenney	Swilling
Daniel	LaFleur	Thompson
Dartez	Lancaster	Toomy
Devillier	Landrieu	Townsend
Doerge	LeBlanc	Triche
Downer	Lucas	Tucker
Downs	Martiny	Waddell
Durand	McDonald	Walker
Erdey	McVea	Walsworth

Fannin	Montgomery	Welch
Farrar	Morrell	Winston
Faucheux	Morrish	Wooton
Flavin	Murray	Wright
Frith	Nevers	
Fruge	Odinet	
Total—103		

NAYS

Total—0

ABSENT

Diez

Richmond

Total—2

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Johns moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 1829—

BY REPRESENTATIVE RICHMOND

AN ACT

To amend and reenact R.S. 32:1713(4) through (6) and 1726 and to enact R.S. 32:1713(7), relative to the Louisiana Towing and Storage Act; to provide relative to certain definitions; to provide relative to the disposal of certain motor vehicles; and to provide for related matters.

Read by title.

Rep. Hopkins sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Hopkins to Engrossed House Bill No. 1829 by Representative Richmond

AMENDMENT NO. 1

On page 2, line 6, after "equipment," and before "or" delete "tow dollies."

On motion of Rep. Hopkins, the amendments were adopted.

Rep. Richmond moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Peychaud
Alario	Glover	Pierre
Alexander	Green	Pinac
Ansardi	Guillory	Pitre
Arnold	Hammett	Powell
Baldone	Heaton	Quezaire
Baudoin	Hebert	Richmond
Baylor	Hill	Romero
Beard	Honey	Salter
Broome	Hopkins	Scalise
Bruce	Hudson	Schneider
Bruneau	Hunter	Schwegmann

Capella	Hutter	Shaw
Carter, K	Iles	Smith, G.—56th
Carter, R	Jackson, L	Smith, J.D.—50th
Cazayoux	Jackson, M	Smith, J.H.—8th
Crane	Johns	Smith, J.R.—30th
Crowe	Katz	Sneed
Curtis	Kennard	Stelly
Damico	Kenney	Strain
Daniel	LaFleur	Swilling
Dartez	Lancaster	Thompson
Devillier	Landrieu	Toomy
Doerge	LeBlanc	Townsend
Downer	Lucas	Triche
Downs	Martiny	Tucker
Durand	McDonald	Waddell
Erdey	McVea	Walker
Fannin	Montgomery	Walsworth
Farrar	Morrell	Welch
Faucheux	Murray	Winston
Flavin	Nevers	Wooton
Frith	Odinot	Wright
Fruge	Perkins	
Total—101		

NAYS

Total—0

ABSENT

Bowler	Gallot
Diez	Morrish
Total—4	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Richmond moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 1850—

BY REPRESENTATIVE HOPKINS

AN ACT

To amend and reenact R.S. 32:1720.1, relative to the towing and storage of motor vehicles; requires a repair or body shop operator to surrender a vehicle to a lienholder under certain circumstances; to require a lienholder to pay certain expenses prior to surrender of the vehicle; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Hopkins, the bill was returned to the calendar.

HOUSE BILL NO. 1889—

BY REPRESENTATIVES LUCAS AND MURRAY

AN ACT

To amend and reenact R.S. 9:3516(16)(b) and (23)(b), relative to the Louisiana Consumer Credit Law; to provide with respect to certain fees and charges; and to provide for related matters.

Read by title.

Rep. Murray moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Peychaud
Alario	Gallot	Pierre
Alexander	Glover	Pinac
Ansardi	Green	Pitre
Arnold	Guillory	Powell
Baldone	Hammett	Quezaire
Baudoin	Heaton	Richmond
Baylor	Hebert	Romero
Beard	Hill	Salter
Broome	Honey	Schneider
Bruce	Hopkins	Schwegmann
Bruneau	Hudson	Shaw
Capella	Hutter	Smith, G.—56th
Carter, K	Iles	Smith, J.D.—50th
Carter, R	Jackson, L	Smith, J.H.—8th
Cazayoux	Jackson, M	Smith, J.R.—30th
Crane	Johns	Sneed
Crowe	Kennard	Stelly
Curtis	Kenney	Strain
Damico	LaFleur	Swilling
Daniel	Lancaster	Thompson
Dartez	Landrieu	Toomy
Devillier	LeBlanc	Townsend
Doerge	Lucas	Triche
Downer	Martiny	Tucker
Downs	McDonald	Waddell
Durand	McVea	Walker
Erdey	Montgomery	Walsworth
Fannin	Morrell	Welch
Farrar	Murray	Wooton
Flavin	Nevers	Wright
Frith	Odinot	
Fruge	Perkins	
Total—97		

NAYS

Total—0

ABSENT

Bowler	Hunter	Scalise
Diez	Katz	Winston
Faucheux	Morrish	
Total—8		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Murray moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 1994—

BY REPRESENTATIVES WELCH, ALEXANDER, BALDONE, BRUCE, CROWE, DOERGE, FANNIN, FRITH, PINAC, GARY SMITH, AND SNEED

AN ACT

To amend and reenact R.S. 37:1861(B)(introductory paragraph) and to enact R.S. 37:1869.1, relative to secondhand dealers; to prohibit the sale of certain articles of clothing by secondhand dealers; and to provide for related matters.

Read by title.

Rep. Welch moved the final passage of the bill.

ROLL CALL

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The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Psychaud
Alario	Glover	Pierre
Alexander	Green	Pinac
Ansardi	Guillory	Pitre
Arnold	Hammett	Powell
Baldone	Heaton	Quezaire
Baudoin	Hebert	Richmond
Baylor	Hill	Romero
Beard	Honey	Salter
Bowler	Hopkins	Scalise
Broome	Hudson	Schneider
Bruce	Hunter	Schwegmann
Bruneau	Hutter	Shaw
Capella	Iles	Smith, G.—56th
Carter, K	Jackson, L	Smith, J.D.—50th
Carter, R	Jackson, M	Smith, J.H.—8th
Cazayoux	Johns	Smith, J.R.—30th
Crane	Katz	Sneed
Crowe	Kennard	Stelly
Curtis	Kenney	Strain
Damico	LaFleur	Swilling
Daniel	Lancaster	Thompson
Dartez	Landrieu	Toomy
Devillier	LeBlanc	Townsend
Doerge	Lucas	Triche
Downer	Martiny	Tucker
Downs	McDonald	Waddell
Erdey	McVea	Walker
Fannin	Montgomery	Walsworth
Farrar	Morrell	Welch
Faucheux	Murray	Winston
Frith	Nevers	Wooton
Fruge	Odinot	Wright
Futrell	Perkins	
Total—101		

NAYS

Total—0

ABSENT

Diez	Flavin
Durand	Morrish
Total—4	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Welch moved to reconsider the vote by which the above bill was finally passed, and, on her own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 2012 (Substitute for House Bill No. 1422 by Representative Hebert)— BY REPRESENTATIVE HEBERT

AN ACT

To amend and reenact R.S. 22:173.1(C)(introductory paragraph) and to enact R.S. 22:173.1(L), relative to standard nonforfeiture law for individual deferred annuities; to provide for minimum values; to provide for net considerations; to provide for interest rates; to provide for the authority of the commissioner; to provide for rules; and to provide for related matters.

Read by title.

Rep. Hebert moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Psychaud
Alario	Glover	Pierre
Alexander	Green	Pinac
Ansardi	Guillory	Pitre
Arnold	Hammett	Powell
Baldone	Heaton	Quezaire
Baudoin	Hebert	Richmond
Baylor	Hill	Romero
Beard	Honey	Salter
Bowler	Hopkins	Scalise
Broome	Hudson	Schneider
Bruce	Hunter	Schwegmann
Capella	Hutter	Shaw
Carter, K	Iles	Smith, G.—56th
Carter, R	Jackson, L	Smith, J.D.—50th
Cazayoux	Jackson, M	Smith, J.H.—8th
Crane	Johns	Smith, J.R.—30th
Curtis	Katz	Sneed
Damico	Kennard	Stelly
Daniel	Kenney	Strain
Dartez	LaFleur	Swilling
Devillier	Lancaster	Thompson
Diez	Landrieu	Toomy
Doerge	LeBlanc	Townsend
Downer	Lucas	Triche
Downs	Martiny	Tucker
Erdey	McDonald	Waddell
Fannin	McVea	Walker
Farrar	Montgomery	Walsworth
Faucheux	Morrell	Welch
Flavin	Murray	Winston
Frith	Nevers	Wright
Fruge	Odinot	
Futrell	Perkins	
Total—100		

NAYS

Total—0

ABSENT

Bruneau	Durand	Wooton
Crowe	Morrish	
Total—5		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Hebert moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 2013 (Substitute Bill for House Bill No. 1725 by Representative Townsend)— BY REPRESENTATIVE TOWNSEND

AN ACT

To amend and reenact R.S. 44:4.1(B)(1) and to enact Part XVI of Chapter 5 of Title 3 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 3:559.1 through 559.13 and R.S. 36:629(Q) and 919.7 and R.S. 56:319(F), relative to aquacultural development; to create the Louisiana Aquaculture Coordinating

Council; to provide for the membership, organization, powers, and duties of the Louisiana Aquaculture Coordinating Council; to provide for the powers of the commissioner of the Department of Agriculture and Forestry; to provide relative to authority from the Department of Wildlife and Fisheries to possess certain fish; to require certain aquatic producers to obtain a license or permit; to provide for fees for the issuance of such license of permit; to establish criteria for inspecting licensed facilities; to provide for the deposit and disbursement of fees and penalties; to enumerate violations; to provide for investigations of facilities; to provide civil penalties for violations; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Townsend, the bill was returned to the calendar.

HOUSE BILL NO. 1202—

BY REPRESENTATIVES FUTRELL AND MONTGOMERY
AN ACT

To amend and reenact R.S. 37:2150, 2150.1(4), 2156(G), 2156.1(C), (F), and (H), 2156.2(D), and 2159(D) and to enact R.S. 37:2156.1(M), relative to the state Licensing Board for Contractors; to provide for legislative intent; to provide for licensure and regulation of persons who perform heating, ventilation, air conditioning, and refrigeration work; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Salter, on behalf of the Legislative Bureau, sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Salter on behalf of the Legislative Bureau to Engrossed House Bill No. 1202 by Representative Futrell

AMENDMENT NO. 1

On page 4, line 18, following "37:2156.2" and before "until" change "(VIII)" to "(VII)"

On motion of Rep. Salter, the amendments were adopted.

Rep. Futrell sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Futrell to Engrossed House Bill No. 1202 by Representative Futrell

AMENDMENT NO. 1

On page 1, line 2, after "2150.1(4)," and before "2156.1(C)," delete "2156(G),"

AMENDMENT NO. 2

On page 1, line 9, after "2150.1(4)," and before "2156.1(C)," delete "2156(G),"

AMENDMENT NO. 3

On page 4, delete lines 14 through 26 in their entirety and on page 5, delete lines 1 through 3 in their entirety

On motion of Rep. Futrell, the amendments were adopted.

Rep. Fruge sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Fruge to Engrossed House Bill No. 1202 by Representative Futrell

AMENDMENT NO. 1

On page 10, between lines 10 and 11 insert:

"Section 3. The provisions of this Act shall be inapplicable in all parishes which have a population of ninety thousand or less according to the most recent decennial census."

AMENDMENT NO. 2

On page 10, line 11 change "Section 3." to "Section 4."

AMENDMENT NO. 3

On page 10, delete lines 13 and 14 and insert "Section 5. This Section and Sections 3 and 4 of this Act shall become effective on August 15, 2003."

Rep. Fruge moved the adoption of the amendments.

Rep. Futrell objected.

By a vote of 52 yeas and 45 nays, the amendments were adopted.

Motion

On motion of Rep. Futrell, the bill, as amended, was returned to the calendar.

Petitions, Memorials and Communications

The following petitions, memorials, and communications were received and read:

Message from the Senate

SIGNED SENATE CONCURRENT RESOLUTIONS

May 14, 2003

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the President of the Senate has signed the following Senate Concurrent Resolutions:

Senate Concurrent Resolution Nos. 45 and 66

and ask the Speaker of the House of Representatives to affix his signature to the same.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

The Senate Concurrent Resolutions contained herein were signed by the Speaker of the House.

Message from the Senate

SIGNED SENATE BILLS AND JOINT RESOLUTIONS

May 14, 2003

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the President of the Senate has signed the following Senate Bills:

Senate Bill Nos. 99, 210, 246, 463, 485, 487, 489, 496, 574, 691, and 779

and ask the Speaker of the House of Representatives to affix his signature to the same.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

The Senate Bills contained herein were signed by the Speaker of the House.

Message from the Senate

SENATE BILLS

May 14, 2003

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has finally passed the following Senate Bills:

Senate Bill Nos. 10, 191, 201, 215, 323, 427, 428, 635, 703, 722, 975, 986, 1097, 1098, and 1126

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Suspension of the Rules

On motion of Rep. Morrish, the rules were suspended in order to take up the bills contained in the message at this time.

Senate Bills and Joint Resolutions on First Reading

The following Senate Bills and Joint Resolutions on first reading were taken up, read, and placed upon the calendar for their second reading:

SENATE BILL NO. 10— BY SENATOR THEUNISSEN

AN ACT

To amend and reenact R.S. 15:254.6(B)(2) relative to compulsory process; to provide for the use of unexpended and unencumbered funds in the witness fee account for the town of Welsh; to provide that surplus funds may be deposited into the town's general fund

to pay for infrastructure improvements and equipment; and to provide for related matters.

Read by title.

SENATE BILL NO. 191— BY SENATOR BOISSIERE

AN ACT

To amend and reenact R.S. 11:783(A)(3)(a) and to repeal R.S. 11:783(A)(3)(f), relative to the Teachers' Retirement System of Louisiana; to provide with respect to the Initial Lump-Sum Benefit; to provide with respect to creditable service; to provide with respect to reemployment after termination; to provide for an effective date; and to provide for related matters.

Read by title.

SENATE BILL NO. 201— BY SENATOR BOISSIERE

AN ACT

To amend and reenact R.S. 11:728(A)(4), relative to the Teachers' Retirement System of Louisiana; to provide with respect to rollover provisions; to provide for an effective date; and to provide for related matters.

Read by title.

SENATE BILL NO. 215— BY SENATOR BOISSIERE

AN ACT

To repeal R.S. 11:205, relative to the Louisiana State University Retirement System; to provide for an effective date; and to provide for related matters.

Read by title.

SENATE BILL NO. 323—

BY SENATORS LENTINI, BOISSIERE, CAIN, DARDENNE, ELLINGTON, HEITMEIER, HOLLIS AND SCHEDLER AND ULLO

AN ACT

To amend and reenact R.S. 48:279, relative to highways; to provide relative to non-peak hours construction and maintenance work on limited access highways; and to provide for related matters.

Read by title.

SENATE BILL NO. 427— BY SENATOR BOISSIERE

AN ACT

To amend and reenact R.S. 11:822(E), relative to Teachers' Retirement System of Louisiana; to provide with respect to election procedures; to provide an effective date; and to provide for related matters.

Read by title.

SENATE BILL NO. 428— BY SENATOR BOISSIERE

AN ACT

To amend and reenact R.S. 11:892, relative to the Teachers' Retirement System of Louisiana; to provide with respect to contribution limits; to provide an effective date; and to provide for related matters.

Read by title.

SENATE BILL NO. 635— BY SENATOR BOISSIERE

AN ACT

To repeal R.S. 11:942.1 through 942.9, relative to the Teachers' Retirement System of Louisiana; to repeal the alternative contribution plan; to provide an effective date; and to provide for related matters.

Read by title.

SENATE BILL NO. 703—
BY SENATOR SCHEDLER

AN ACT

To amend and reenact R.S. 37:3051(2), 3061(A)(1)(a) and the introductory paragraph of (b), 3062(A), and 3077(C)(2) and to enact R.S. 37:3061(A)(1)(d) and 3062(F), relative to the State Board of Electrolysis Examiners; to provide for membership and terms of office of the board; to provide for the domicile of the board; to provide requirements for licensed instructors; and to provide for related matters.

Read by title.

SENATE BILL NO. 722—
BY SENATORS HAINKEL AND HOYT
AN ACT

To amend and reenact R.S. 11:103(B)(3)(e)(i) and to enact R.S. 11:103(D), relative to the Firefighters' Retirement System of Louisiana; to provide for the determination of the employer contribution rate; to change the period for amortization of actuarial gains and losses from fifteen years to thirty years; to provide with respect to valuation of all outstanding amortization bases in existence on June 30, 2002, exclusive of merger bases; to provide for an effective date; and to provide for related matters.

Read by title.

SENATE BILL NO. 975—
BY SENATOR DARDENNE

AN ACT

To amend and reenact R.S. 9:355.1(2), 355.3(B) and (C), 355.7 and 355.8(A), and to enact R.S. 9:355.4(B)(7), relative to child custody; to provide requirements for parents prior to relocation of a child; to provide for a time period in which a parent may object to the relocation of a child; to provide for parents with equal or shared custody; and to provide for related matters.

Read by title.

SENATE BILL NO. 986—
BY SENATOR IRONS

AN ACT

To enact R.S. 11:3385.1(L), relative to the Firefighters' Pension and Relief Fund in the city of New Orleans; to authorize eligible members to elect to participate in the Deferred Retirement Option Plan on a retroactive basis and receive a lump sum benefit of up to five years based upon the value of the pension at the retroactive date selected; to provide for an effective date; and to provide for related matters.

Read by title.

SENATE BILL NO. 1097—
BY SENATOR DARDENNE

AN ACT

To amend and reenact R.S. 11:721.1(B) and to enact R.S. 11:701(33)(a)(xi), relative to the Teachers' Retirement System of Louisiana; to provide with respect to option to participate in the system; to provide with respect to the definition of "Teacher"; to include the director and staff of the Louisiana Resource Center for Educators within the definition of teacher; to provide for an effective date; and to provide for related matters.

Read by title.

SENATE BILL NO. 1098—
BY SENATOR DARDENNE

AN ACT

To enact R.S. 13:587.3, relative to the Nineteenth Judicial District Court; to authorize the judges by court rule to assign matters to be heard by specified divisions; and to provide for related matters.

Read by title.

SENATE BILL NO. 1126—
BY SENATOR LENTINI

AN ACT

To amend and reenact R.S. 51:2453(1)(a)(i)(cc), relative to the quality jobs program; to provide for the percentage of health insurance premium to be paid by the employer for certain employees in order to qualify under the "Louisiana Quality Jobs Program Act"; and to provide for related matters.

Read by title.

**Introduction of Resolutions,
House and House Concurrent**

The following members introduced the following entitled House and House Concurrent Resolutions, which were read the first time by their titles and placed upon the calendar for their second reading:

HOUSE RESOLUTION NO. 59—
BY REPRESENTATIVE DOWNER

A RESOLUTION

To urge and request the casinos in the state of Louisiana to use seafood, and in particular shrimp, raised, harvested, and processed in Louisiana.

Read by title.

On motion of Rep. Downer, and under a suspension of the rules, the resolution was adopted.

HOUSE RESOLUTION NO. 60—
BY REPRESENTATIVE SCHNEIDER

A RESOLUTION

To express sincere and heartfelt condolences upon the death of Kevin McRae Haynie and to recognize his outstanding accomplishments.

Read by title.

On motion of Rep. Schneider, and under a suspension of the rules, the resolution was adopted.

HOUSE CONCURRENT RESOLUTION NO. 156—
BY REPRESENTATIVE WELCH

A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to provide much needed economic and budgetary aid to Louisiana and all the states by enacting a balanced tax cut together with fiscal relief for the states that will stimulate the economy and prevent cuts in vital services.

Read by title.

On motion of Rep. Welch, and under a suspension of the rules, the resolution was adopted.

Ordered to the Senate.

Reports of Committees

The following reports of committees were received and read:

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Report of the Committee on Administration of Criminal Justice

May 14, 2003

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Administration of Criminal Justice to submit the following report:

House Bill No. 221, by Farrar
Reported with amendments. (10-0) (Regular)

House Bill No. 262, by Farrar
Reported with amendments. (6-2) (Regular)

House Bill No. 404, by Hudson
Reported with amendments. (6-0) (Regular)

House Bill No. 494, by Johns
Reported favorably. (9-0) (Regular)

House Bill No. 690, by Farrar
Reported favorably. (8-0) (Regular)

House Bill No. 720, by Hill
Reported favorably. (9-0) (Regular)

House Bill No. 1839, by Baylor
Reported favorably. (9-0) (Regular)

House Bill No. 1851, by Devillier
Reported favorably. (10-0) (Regular)

DANIEL MARTINY
Chairman

Report of the Committee on Education

May 14, 2003

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Education to submit the following report:

House Bill No. 278, by Crane
Reported favorably. (13-0) (Regular)

House Bill No. 439, by Martiny
Reported with amendments. (9-7) (Regular)

House Bill No. 535, by Bowler
Reported favorably with recommendation to recommit the bill to the Committee on Appropriations. (11-0)

House Bill No. 549, by Futrell
Reported favorably. (12-0) (Regular)

House Bill No. 575, by Crane
Reported favorably. (9-0) (Regular)

House Bill No. 644, by Crane
Reported favorably. (11-0) (Regular)

House Bill No. 665, by Doerge
Reported with amendments. (10-0) (Regular)

House Bill No. 1336, by Daniel
Reported with amendments. (10-0) (Regular)

House Bill No. 1364, by Honey
Reported favorably with recommendation to recommit the bill to the Committee on Appropriations. (10-5)

Senate Bill No. 46, by McPherson
Reported favorably. (11-0) (Regular)

Senate Bill No. 364, by Theunissen
Reported with amendments. (12-0) (Regular)

Senate Bill No. 459, by Cain
Reported with amendments. (10-0) (Regular)

CARL CRANE
Chairman

The above Senate Bills reported favorably or with amendments were referred to the Legislative Bureau.

Report of the Committee on Health and Welfare

May 14, 2003

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Health and Welfare to submit the following report:

House Bill No. 1018, by Johns
Reported with amendments. (11-0) (Regular)

House Bill No. 1049, by Welch
Reported favorably. (9-0) (Regular)

Senate Concurrent Resolution No. 49, by Hines
Reported with amendments. (11-0)

Senate Bill No. 298, by Hines
Reported favorably. (11-0) (Regular)

SYDNIE MAE DURAND
Chairman

The above Senate Bills reported favorably or with amendments were referred to the Legislative Bureau.

Report of the Committee on House and Governmental Affairs

May 14, 2003

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on House and Governmental Affairs to submit the following report:

House Bill No. 35, by Toomy (Joint Resolution)
Reported favorably. (10-3)

House Bill No. 134, by Pinac
Reported with amendments. (8-0) (Regular)

House Bill No. 547, by Faucheux (Joint Resolution)
Reported favorably. (6-4)

House Bill No. 594, by Scalise (Joint Resolution)
Reported with amendments. (7-3)

House Bill No. 980, by Sneed
Reported favorably. (13-0) (Regular)

CHARLES D. LANCASTER, JR.
Chairman

Report of the Committee on Insurance

May 14, 2003

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Insurance to submit the following report:

House Bill No. 367, by Robert Carter
Reported with amendments. (9-0) (Regular)

Senate Bill No. 138, by Dardenne
Reported with amendments. (12-0) (Regular)

Senate Bill No. 150, by Dupre
Reported favorably. (9-0) (Regular)

Senate Bill No. 229, by Hollis
Reported favorably. (10-0) (Regular)

Senate Bill No. 420, by McPherson
Reported favorably. (11-0) (Regular)

Senate Bill No. 474, by Thomas
Reported favorably. (11-0) (Regular)

TROY HEBERT
Chairman

The above Senate Bills reported favorably or with amendments were referred to the Legislative Bureau.

Privileged Report of the Legislative Bureau

May 14, 2003

To the Speaker and Members of the House of Representatives:

I am directed by your Legislative Bureau to submit the following report:

Senate Bill No. 381
Reported without amendments.

Senate Bill No. 475
Reported without amendments.

Senate Bill No. 551
Reported with amendments.

Senate Bill No. 873
Reported without amendments.

Senate Bill No. 1029
Reported without amendments.

Senate Bill No. 1041
Reported without amendments.

Respectfully submitted,

JOE SALTER
Chairman

Privileged Report of the Committee on Enrollment

May 14, 2003

To the honorable Speaker and Members of the House of Representatives:

I am directed by your Committee on Enrollment to submit the following report:

The following House Resolutions have been properly enrolled:

HOUSE RESOLUTION NO. 50—

BY REPRESENTATIVE HONEY

A RESOLUTION

To recognize and commend the Southern University men's track team and their coaches and staff on winning their third straight Southwestern Athletic Conference track championship.

HOUSE RESOLUTION NO. 51—

BY REPRESENTATIVE HONEY

A RESOLUTION

To commend the Southern University women's tennis team upon winning the Southwestern Athletic Conference championship.

HOUSE RESOLUTION NO. 52—

BY REPRESENTATIVE HONEY

A RESOLUTION

To recognize and commend the Southern University women's track team and their coaches and staff for winning the Southwestern Athletic Conference track championship.

HOUSE RESOLUTION NO. 53—

BY REPRESENTATIVE HONEY

A RESOLUTION

To commend the Southern University women's golf team upon winning the 2003 Southwestern Athletic Conference (SWAC) women's golf championship.

HOUSE RESOLUTION NO. 54—

BY REPRESENTATIVE HONEY

A RESOLUTION

To commend the Southern University men's tennis team upon winning the Southwestern Athletic Conference championship.

HOUSE RESOLUTION NO. 55—

BY REPRESENTATIVE GALLOT

A RESOLUTION

To commend John C. Bell posthumously upon his induction into the 2003 Corney Creek Hall of Fame by the Bernice Historical Society.

HOUSE RESOLUTION NO. 56—

BY REPRESENTATIVES STRAIN AND WINSTON

A RESOLUTION

To express the condolences of the House of Representatives upon the tragic death of Folsom Police Officer Randall Spearman.

HOUSE RESOLUTION NO. 57—

BY REPRESENTATIVE STRAIN

A RESOLUTION

To recognize May 11, 2003, through May 17, 2003, as Food Allergy Awareness Week.

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HOUSE RESOLUTION NO. 58—

BY REPRESENTATIVE LANDRIEU

A RESOLUTION

To recognize May 15, 2003, as Peace Officers Memorial Day.

Respectfully submitted,

DONALD RAY KENNARD
Chairman

The above House Resolutions contained in the report were signed by the Speaker of the House and taken by the Clerk of the House to the Secretary of State in accordance with the rules of the House.

Privileged Report of the Committee on Enrollment

May 14, 2003

To the honorable Speaker and Members of the House of Representatives:

I am directed by your Committee on Enrollment to submit the following report:

The following House Bills have been properly enrolled:

HOUSE BILL NO. 130—

BY REPRESENTATIVE JOHN SMITH

AN ACT

To authorize the commissioner of the Department of Agriculture and Forestry to exchange certain property in Beauregard Parish with the Cooper Cemetery Association; to provide for property descriptions; to provide for the reservation of mineral rights; to provide for terms and conditions; and to provide for related matters.

HOUSE BILL NO. 225—

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 6:217(B) and (C), 232(C), 352.1(H)(4), 361(B)(2), 364.1(B), 365.1(A)(4), 366(E), 367(B)(7), 706(D), (E), and (F), 721(C)(4), (D), and (F), 862, 863(B), 868(E), 938(C), 1273(C), and 1284(5), relative to financial institution filing requirements; to eliminate document filing requirements with the secretary of state; and to provide for related matters.

HOUSE BILL NO. 267—

BY REPRESENTATIVE FRITH

AN ACT

To amend and reenact R.S. 47:302.23(B), relative to the hotel/motel sales tax dedications in Vermilion Parish; to correct the name of an entity to which funds are allocated; and to provide for related matters.

HOUSE BILL NO. 829—

BY REPRESENTATIVE HAMMETT AND SENATOR BARHAM

AN ACT

To enact R.S. 49:191(14) and to repeal R.S. 49:191(12)(a), relative to the Department of Revenue including provisions; to provide for the re-creation of the Department of Revenue and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

HOUSE BILL NO. 830—

BY REPRESENTATIVES HAMMETT, BAYLOR, FARRAR, FAUCHEUX, HILL, HUNTER, LANDRIEU, ODINET, AND TOWNSEND AND SENATOR BARHAM

AN ACT

To enact R.S. 47:1607, relative to refunds issued to a taxpayer in error; to require the secretary to remove or reduce interest on certain refunds issued to a taxpayer in error; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 847—

BY REPRESENTATIVES JOHN SMITH AND SALTER

AN ACT

To enact R.S. 17:1603, to designate a building on the Leesville/Fort Polk campus of Northwestern State University as the "Chester Creighton Owen Building"; and to provide for related matters.

HOUSE BILL NO. 893—

BY REPRESENTATIVE HAMMETT AND SENATOR BARHAM

AN ACT

To amend and reenact R.S. 47:1511, relative to the authority of the secretary of the Department of Revenue to promulgate rules and regulations; to require compliance with the Administrative Procedure Act; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 942—

BY REPRESENTATIVES DOWNER, CAPELLA, R. CARTER, FAUCHEUX, AND WELCH

AN ACT

To amend and reenact R.S. 14:329.6(E), R.S. 29:1, 5(A), (B), (C), (D), and (H), 6, 7, 721, 722(A)(introductory paragraph), (1), (3), and (4) and (B), 723(1), 724(C) and (F), 725, 726(A) and (B)(introductory paragraph), (10), (11), and (12), (C), (D), (E)(6) and (9), and (F), 727(A), (B), (C), and (H), 728(A), (C), (D), and (F), 729(A), (B)(introductory paragraph), (6), (10), and (11), (C), (D), and (E)(6), 730(A) and (B), 730.1, 731, 733.1, 735(A), 737(C), (D), and (E), and 751(introductory paragraph) and the second and third undesignated paragraphs of Article I, the first and third undesignated paragraphs of Article II, Article III(A)(1) and (2), (B)(1), and (C), and Articles IV and X, R.S. 30:2458(A)(9), R.S. 45:841(2) and (5), 842, 843(A)(1) and (2), and 844, and R.S. 49:853(4), to enact R.S. 14:329.6(G), R.S. 29:723(3.1) and (6) and R.S. 29:726(B)(14) and (15), to repeal the existing R.S. 29:7.1, and to redesignate R.S. 29:7.2 as R.S. 29:7.1, relative to military affairs; to provide for the office of homeland security and emergency preparedness; to provide for the redesignation of the office of emergency preparedness as the office of homeland security and emergency preparedness within the Military Department, and to redesignate references in accordance therewith; to redesignate Chapter 6 of Title 29 of the Louisiana Revised Statutes as the "Louisiana Homeland Security and Emergency Assistance and Disaster Act" and to include references to homeland security; to provide for the authority and responsibilities of the office; to provide for definitions; to delete certain mandatory reimbursements between political subdivisions during certain emergencies; to provide for the composition of the Military Department; to provide for the activation of the militia during public emergencies; to provide for authority of national guardsmen and military police during certain emergencies, including homeland security purposes; to redesignate parish, local, and interjurisdictional emergency preparedness agencies as homeland security and emergency preparedness agencies; to redesignate references to emergency preparedness agencies within provisions applicable to emergency alert services; to include acts of terrorism as emergencies, disasters for purposes of homeland security and emergency preparedness and the operation of government during interim emergencies; to revise the Southern Regional Emergency Management and Assistance Compact to

include provisions for homeland security and emergency preparedness; and to provide for related matters.

HOUSE BILL NO. 1032—

BY REPRESENTATIVE HAMMETT

AN ACT

To amend and reenact R.S. 47:1838(introductory paragraph), relative to the Louisiana Tax Commission; to authorize the continued assessment and collection of fees assessed in connection with services performed by the commission; and to provide for related matters.

HOUSE BILL NO. 1066—

BY REPRESENTATIVES HAMMETT AND HUNTER AND SENATOR BARHAM

AN ACT

To amend and reenact R.S. 47:306(A)(1)(b) and (3)(a) and (B)(4), relative to the state sales and use tax; to change the filing requirements; to provide with respect to dealer compensation; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 1750—

BY REPRESENTATIVE DANIEL

AN ACT

To enact R.S. 47:301(10)(w), (13)(j), and (18)(j), relative to local sales and use taxes; to provide for definitions relative to the taxation of the sale of other disposition of certain tangible personal property by a dealer in connection with the sale or use of mobile telecommunications services; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 1887—

BY REPRESENTATIVES LEBLANC AND DEWITT AND SENATORS DARDENNE AND SCHEDLER

AN ACT

To amend and reenact R.S. 39:98.3(A), relative to the Millennium Trust; to provide for the determination of the amount of aggregate investment earnings available for appropriation; to provide for an effective date; and to provide for related matters.

Respectfully submitted,

DONALD RAY KENNARD
Chairman

The above House Bills contained in the report were signed by the Speaker of the House and taken to the Senate by the Clerk and were signed by the President of the Senate and taken by the Clerk of the House to the Governor for executive approval.

Suspension of the Rules

On motion of Rep. Broome, the rules were suspended to permit the Committee on Health and Welfare to meet on Thursday, May 15, 2003, and consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

House Bill No. 243

Suspension of the Rules

On motion of Rep. LeBlanc, the rules were suspended to permit the Committee on Appropriations to meet upon adjournment on Thursday, May 15, 2003.

Adjournment

On motion of Rep. Kenney, at 5:00 P.M., the House agreed to adjourn until Thursday, May 15, 2003, at 1:30 P.M.

The Speaker of the House declared the House adjourned until 1:30 P.M., Thursday, May 15, 2003.

ALFRED W. SPEER
Clerk of the House